United states 407-ev-04277-CW Document 1 Filed 08/20/2007 Page 1 of 81

U.S. Courthouse

450 GOIDEN GATE AVENUE SAMFrancisco, CA 94102-3483 FILED

ALJE 20 2007

RICHARD W. WIEKING

TO Pro Se

ALJE 20 2007

RICHARD W. WIEKING

TO Pro Se

TO Pro Se

Malik Jones,

Plaintiff,

-against-

WARDENIMIKE EVEANS

SETTEANT L. WAShington, OFFICER D. LANG.

OFFICER E. CONTRAZS, OFFICE JAME DOE,

AND COUNSELOT MARTINES, SUED in

THEIR INDIVIDUAL AND OFFICIAL CAPACITES, et al.,

C 07 4277

civil Rights complaint (PR) under +2 U.S.C /1983 And

JURYTRIAL DEMANDED

- EntroDuction

DEFENDANTS.

This is a civil nights action filed by MATIK Jonesia state Prisoner, For Damages and injunctive relief under 42 U.S.C. \$1983, alleging Excessive USE of force and denial of medical care in the and safty and security in violation of the Eighth Amendment to the united states constitution and 14th-fourteenth Amendment Due Process clause to the constitution. The plaint if also alleges the forts of as sault and Battery and negligence.

1. Jurisdiction

1. The court has Jurisdiction over the Plaintiffs' claims of violation of Federal a constitutional rights under U.S.C. \$31331 (a) and 1343.

2. The court has supplemental jurisdiction over the Plaintiff's state law tort claims under 28 U.S.C. & 1367.

- 3. The Plaintiff MATIK Jones WAS incarcerated at salinas valley state Prison (SVSP) durin Events described in this complaint.
- 4 Defendant L. WAShin Bion is A correctional serbeant at salinas valley (EMPloyed). HE is sued in his individual capacity.
 - 5. Defendant D. Lanb is A correctional officer employed at salinas valley. He is sued in his individual capacity.
 - 6. Defendant E. Contrazs is a correctional officer employed at salinas valley. He is sued in his individual capacity.
 - 7. Defendant Jane Doe is a correctional officer employed at salings valley, whose name is Presently unknown to Plaintiff. She is sued in her individual capacity.
 - 8. Defendant . Martines is a correctional counselor at salinas valley (EMPloyEd). She is sued in her individual capacity.
 - 9. Defendant Mike EVEANS is the warden at salinas valley state Prison, (Employed). HE is sued in his individual capacity
 - 10. Defendant Balley is a correctional officer employed at salinas valley. He is sued in his individual capacity.
- 11. All Defendants have actediand continue to act under color of state IAW At all times relevant to this complaint.

Statement of Facts

- 12. On July 7,2006 Plaintiff was at correctional treatment centeriors or medical clinic. Receiving medication From Doctor Bowman.
- 13. Due to back spams that had botten severable to lifing Item that was to have y for Plaintiff to be attempting to left.
- 14. Prior to this Plaintiff also seen Doctor ROBIEGUZI Due to same Problem.
- 15. WEN Plaintiff WAS told HE WAS being transferred to High Desert Stat Prison KHDSP) on 7-7-06

- 12. Plaintifeastabedviology CWI Document 1 Filed 08/20/2007 Page 3 of 81

 SEMENT PAPERS and high DESERT IS A adverse transfer and Plaintiff
 hasn't done anything wronk to warrant this "SEE EXHIBITION" (NOT BEING TRANSFERED)
- 18. Officer Boird Byrd worked on D-Yard several times, so he knew what Plaintiff was stating was true stated your right this dosn't make Any sense.
- 19.50 Plaintiff wrote counselor Defendant Martines, Due to this also Due to Defendant Balley That work D-Vard buildin a
- 20. Plaintiff and Defendant Balley and Gotten in to heated verbal altercations befor even to the point wherein Defendant Pushed Plaintiff out of his wheelchair.
- Al. WEll Defendant Balley made or some Kinda way bot a hold of false 1286 chronol with fabricated information on Plaintiff stations Plaintiff was A child molester/had Lew d and or LASCIVIOUS Crimes abainst Children. (SEE EXHIBITIA) 1286 chrono of 5-15-03"
- 22. Defendant BAIBY PASSED this False 1286 chronol out/around to other inmate that we're transfering out To other prison and To some that were staying at (SUSP) in order To bet Plaintiff Killed or Seriously injured.
- 23. Defendant BAlify not knowing and so gave a copy of this 1286 he was passing around to other inmates, To a inmate named Edward THOMAS that was in L.A. County Jail with Plaintiff same unit.
- 24.50 this inmate Knew Plaintiff Knew what Plaintff WAS in Jail Prison For and Knowing it had nothing to do with children, gave Plaintiff this false 1286 and informed Plaintiff what Defendant Balley was Doing.
- 25. Plaintiff then confronted Defendant Balley it is response to Plaintiff yeah this is boind to follow you what ever prison you be to And you will be fucked up I.E meaning Killed or seriously industred.
- 26. Plaintiff ended up staving at CSUSP) D-yard and with the help of Edward and a couple of other inmate. helped Plaintiff explain to most inmates on D-Yard that 1286 Chronol is false and Defendant BAIRY was Doing this to bet Plaintiff killed or seriously injured.

27. So Plaint Page 4:07-5v-9427Z-GW. Pagement ds + Filed (18/20/2003 v strage-d) of 81

because Edward Thomas (or it could pronounced Thomas Edwards)
Beinb at (svsp) at At the Lime office/Defendant Balley. Passed
Out false 1286 chronol (BEE Exhibit (A) 1286 chrono of 5-15-03)

28. Plaintiff states this. Due To while on Yard (1)-Yard) At (susp) Plaintiff was approached at several time by different inmates on different occasions, that stated to to Plaintiff Your Lucky Edward or You would have been through I.E meaning killed or seriously injured, Also Plaintiff was suppose to be put up for transfer to a southern prison, their Due to investigation that internal affairs and I believe the office of inspetor General was conducting due to this and other illegal actions officers were committing against Plaintiff, Plaintiff was told it would be best to stay at (SUSP) And let investigation, SEE Exhibital LETTER Tankkhanupiso 602 Plaintiff wrote on Transfer situation, SEE Exhibital)

- 29. Plaintiff association-evaluation of Detendant Martines about this Defendant Martines never called Reprintiff in for interview nor Ever CAME to SEE Plain. LIFF, SO Plaintiff figured these mistake had been confected.
- 30. Li HIETPlaintiff & Know, Defendant martines, didn't and WASAT Correcting Anythinb. Defendant martines was falsely relling my mother Doris REED, WHEN SHE WAS EXPlainING situation To Defendant Martines.
- 31. That I WASAT EVEN at (SUSP) aso their is nothing she can do About situation, and I At (SUSP) in CEll, About to come out of cell to Get the Phone from SOMEONE Plaintiff had CALL MothER Prior to Coming out of CEIL.
- 32. So AS Priorly Stated while Af CTC(Entretional Westment of WAS told I'm Goin 6 to (HDSP) Doctor Bowman CAME in treatment room, and stated to ME I Don't Know what's these officers Problem, But they told me not to stop You transfering Your out of
- 33. Doctor Bowman Knew Plaintiff WAS in Pain and suffering From incressed back SPASM DUETHE had Just SEEN Plaintiff A FEW days & AGO, And Prescibed Plaintiff MEDICATION 34. Doctor Bowman then stated since officers or so Adamant, on transfering your Going to GIVE YOU SOME StronbER MEDICATION that WILL help Your back spasm and PAIN. SEE EXHIBITIBIEDC 7221 DATED 7-7-06.
- 35. Doctor left out of room and about 10 minutes later, DEFENDANTS E. CONTRAZSID. LANDIL. WAShinblon And Jan DOE Entered the room, where Plaintiff
- 36. E. CONTRAZS STATED to Plaintiff GIVE ME Your Chain and Plaintiff com-Plied then ask for a property slip, and could HE SEE A courselor or Lieutenant.
- 37. Due to FACT Plaintiff NEVER Got ANY ENDOSEMENT PAPERS, I'M GENERAL POPULATION And I'M in 7 building where (B.P.) inmate or SUPBSE TO be And I have JASTY And SECURITY CONCERNS, SEE EXHIBITATION DATE 7-1-06, WITH SCREEN FORM DATE 7-7-06"
- 38. DEFENDANTS E. CONTRAZS AND L. WASHINGTON STATE TO Plaintiff Fuck your Your Property and your not SERING ANYONE.
- 39. This response from Defendant L. Washinton didn't surprise Plaintiff. Due To Prior To this Plaintiff WAS involved in incident with Defendant L. Washington

- 39. Wherein Defendant L. WAShindton AltEMPTED to break Plaintiff's then wrote Plain-
- tiff A CDL 115 to COVER this UP. And Stated to Plaintiff if You state what happen I'm boinb to Put You in the hole (Administrative Segregation) "SEE Exhibit (B)" CDC 115 to . WEll After Plaintiff was denied the right to see Lieutenant or a counselor, DEFENDANT L. WHEN WAShinbton Stated, throw Plaintiff in his Wheelchair.
- 41. Plaintiff was then cuffed shackled around ankles then waist chained around waist.
- A. Plaintiff Was then snatch. Pulled and threw in Wheelchair then took out of CTC. Defendant D. Land Attempted to break Plaintiff's Thumb by bendin it in wrong Direction.

 43. Then Plaintiff heard throw him on the ground. Plaintiff was threw on bround causing Plaintiff to hit head on Broundicausing Pain and injury.
- 44. THEN Plaintiff WAS DOOG to A VAN, THERE WERE TWO OTHER INMATES IN WAN that WE'RE WITHESSING OFFICERS ASSOULTING Plaintiff, on of the inmates names is Brown.
- 45. DEFEDENTS realized this Plaintiff then heard someone State Draco his Ass to the car axe AGAIN DEFENDENT DL. WAShindton alternited to break Plaintiff's wrist
- 46. Plaintiff was then du drolf to A car cultile being orde to van and out of van to carithis drabing coused plaintiff to scrap topof head causing more pain and injury to head.)
- 47. Plaintiff was then Drob threw back seat of car by neck and shoulder, and while Plaintiff was half way in car Defendant D. Land used car door to repeatedly slam Plaintiff knees between it causing pain and injury.
- 48. Then when Plaintiff was accross back seat of car one of Defendants Slammed car door with force, so that it would hit plaintiff in the head causing Plaintiff more pain in head.
- 49. Dlaintiff laid Accross back seat of car in chronic Pain with MASSIVE HEAD ache fading in and out of consciousness, while being forciably taken to high desertstate prison (HDSP)
- 50. Plantiff remembers stoping along the way and Defendants D. Land and Jane Doe forcibly made plaintiff swallow a liquid substance laughing Stating its your medication.

- 51. This Didnessee 07-oviolet7-BUCL Doopment on Filed 08/20/2007 Page 7 of 81 after this plaintiff was AWAKEN by being pulled out of back seat of car.
- 52. Plaintiff heard Defedant D.Lanbie. contrazs and Jane Due Tellinb (HDSP) officers I was a problem I believe to Justify to officers that wasn't in on forcibly brinding Plaintiff to (HDSP) why Plaintiff was being pulled at of back seat of car.
- 53. Also somthing that should be noted CAPTIAN I CUMMING AT HIGH DESERT STATE PRISON when he seen Plaintiff and look in Plaintiff's cental File (C-file) For Placement stated to Plaintiff. I don't know why you we're sent here.
 - 54. Your 270 MEdium A. And have BEEN ProGramino At (SUSA) Yourd For 2 Years with no Problems and WE don't EVEN have Any room For You here.
- 55. Plaintiff also informed captain J. Cumminbs about assault and situation on how Plaintiff was Forcibly made to come To (HDSP) J. Cumminbs was Goin to have a 7219 medical report Done on Plaintiff's injuries, But their was a officer timere that Pulled cominb to the side and persuaded him not to Also Schnzelton was Their.
- 56. Defendant Mike EVEANS WAS CAILED AND information of Plaintiff situation was explained, and Defendant Mike EVEANS, Should have stop this bias plaintiff.
- 5. Eirst claim for Relief (Eighth Amendment to U.S. constitutio)
 "Federal cruel and unusual Punishment"
- 57. Plaintiff reallebes and incorporates here in by reference each and every allebation of Parabraphs (1) through (1)
- 58. The undustified and Penologicall unnecessary attack on Plaintiff "while Plaintiff was is hackled from in full restraints"
- 59. Were Defendants L. Washinbton. D. Land E. Contrazs and Jane Doe snatch. Pulled. Drd6 and Picked by Plaintiff up by chain he was shackled with and slammed To the Ground. Defendant L. Washinbton bending wrist Altempting To break it. And Defendant D. Lang. bending Thumb Altempting To break it.

to other imates transfering out to other Prisons, and some Prisoners stay at 18VSP), so that Plaintiff will bet Killed or seriously indured

Defendation of the Stand Plaintiff mother Doris, that this transfer will ruly safty and security endander and its an adverse transfer and Plaintiff have at done anything wrong to warrent this bias treatment.

Second claim for Relief

(Fourtheenth Amendment to U.S. constitution)

"Federal Due Process/Equal Protection"

62. Plaintiff reallebes and incorporates herein reference each and every allebation of parabraphs (1) through (10)

Plaintiff BY Defendants L. Washington. D. Lang. E. Contrazs and
Jane Doe. Defendants Jane Doe and D. Lang for forcing Plaintiff To
swallow liquid substance fasely stating it was Plaintiff medication.

64. Defedants counselor Martines and Mike ENEANS Knowing About
Adverse transfer, and Being told About False 1286 chrono (DATED 5-15-03)
that Defendant Bolief made or some how Got a hold of, that Rt
Plaintiff safty and security EnDanber, which fourtheenth Amendment us constitution
65. If But Due to Edward Thomas being at (Susp) at the time of False 1286
chronol Being Passed out To other inmotes transfering to other Arison and
some staying at (Susp) and most of the inmates at (Susp) on Yard Plaintiff
1286 chronol was False, and was Told what att Defendant Balieywas doing.

.Third claim for Relif

(State Tort Law/Assault and Battery)

63. The unjustified and penologically unnecessarily attack on Plaintiff while Plaintiff was in full shackles (restraints).

III. Statement of Claim

State here as briefly as possible the <u>facts</u> of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph.

- SEE ATTACHED	
	7-11
	The American State of the Control of
	- mare elle
	4

IV.	Rel	i	- €
~ ,			

Your complaint cannot go forward unless you request specific relief. State briefly exactly what you want the court to do for you want the court the court to do for you want the court to do for you want the court to do for you want the court the court to do for you want the court to do for you want the cou	u.
DATED:	
(Plaintiff's signature)	_
VERIFICATION (optional)	_
I am the plaintiff in the above-entitled action. I have read the foregoing complaint and know the contents thereof. The same is true of my own knowledge, except as to those matters which are therein alleged on information and belief, and as to those matters, I believe it to be true. I declare under penalty of perjury that the foregoing is true and correct.	Ì
Dated:	
(Plaintiff's signi	
(Plaintiff's signature)	
JURY TRIAL DEMAND (optional)	
I demand a jury trial for all claims for which a jury trial is allowed.	
YES () NO () (check one only)	
Dated:	
(Plaintiff's signature)	
(rev. 11/98)	

- where Defendants-0427 washindown D. L. Filed 108/20/2007 | Page 12 of 81 Doe: Fre Petedly) snatched Pulled Drdb and Slammed Plaintiff on Ground with chains Plaintiff was shackled with.
- 69. Defendant L washington Altempting to break Plaintiff's wrist, by bending it even after it poped and Plaintiff was unable to move wrist.
- 70. And Defendant D.LANG bending thumb even after it poped And Plaintiff was unable to move thumb. Defendant D.LANG obviously attempted to break Plaintiff Thumb.

. Prayerfox Kelief

wherefore: Plaintiff Prays for relief as follows:

- 1. For Defendants L. Washington, DLANG, E. Contrazs and Jane Deliberate attack on Plaintiff, while he was in full restraints / constituting cruel and unusual punishment. As also knowing if transferred plaintiff safty and security would be endangered. Due to fabricated 1286 chronol and assaulting Plaintiff and not getting Plaintiff medical attention for inducies.
- a. Defendant Baliey pass out fabricated 1286 chronol to imates transfering out to other Prisons and To some staying At(SUSP) so Plaintiff will be Killed or seriously indured violated 8th & 14th Amendment To the constitution.
- 3. Defendants paiek mike Everns a counselor Martines, L. Washington, D. Land. E. Contrazs and Jane Doe, not stoping transfer after Piaintiff and Plaintiff's mother Doris Reed informed them Plaintiffs safty and security would be put endander if transfered, Due to false 1286 chronol. Also Plaintiff Never received any endosment papers and transfer was and is adverse, and the Due process clause of the fourteenth amendment to the u.s. constitution.

 Award compensatory damages in the following amounts.
- 1. \$ 300,000 Jointly and severally against Defendants L. Washinbton, E. contracts, D. Land and Jane Doe for the Physical and emotional inducies sustained as a result of Plaintiff being Physically assaulted by them.
- a. A Gainst Defendant Balley & 300,000. For the emotinal and Physical injuries sustained as a result of Passing around False 1286 chronol to other inmates that will bet Plaintiff Killedor seriously injured.

3.200,000case intrivared EVER (Blowness Instilled 08/20/2007 & Page 13 of 81 Counselor Martines, for the Punishment and emotional land Physical injury resulting from their denial of due Process in connection with Knowing by being informed by Plaintiff and Plaintiffs mother Doris Reed, Plaintiff being transfered would endanger Plaintiffs Safty and security Due to 1286 chronol, that Defendant Baliey Passed Around to other inmates transfering out to other Prisons, Also Plaintiff never received Any Endosement Papers and transfer was and is advers and Plaintiff did nothing to warrant advers transfer.

4. 100,000 Jointly and severally about not Defendants L. Washington, D.L. Ang. E. Contrazs and Jane Doe, for the Punishment Andemotional injury resulting from their denial of due Process in connection with Knowing by being informed by Plaintiff that transfer would endanger Plaintiff's Safty and security, Due to Fals 1286 chronol that is talked about in this complaint, Also that Plaintiff never received adverse transfer.

Issue an injunction ordering M. EVEANS, Counselor Martines and L. Washington or their a agents to:

1. I mmediately arrange for Plaintiff to be transferred Down South to a prior Prison that closer to southern california where Plaintiff has family support to help Plaintiff Deal with emotional and Physical indury in connection with the facts of this complaint and or transfered back To(susp) to Await transfer to be southern Prison if their no room at the time as must of (SUSP) inmates knew 1286 chronol was false and Plaintiff was safe their for the most Part

- Award Punchsed: 07-syn42776W, pocumenty willed 08/20/2007 Page 14 of 81
- 1150,000 each aboinst defendants L. Washinton, D. Lanbie. contracs and Jane Doe.
- 2. 100,000 each abainst defendants towashinton MIEVENANS, counselor martines and Baliey.
- 3. For such Further relief as this court deems Just, Proper and Plaintiff is Entitled.

Plaintiff MATIK Jones hereby Demanda Jury trial on these issues

Respectfully submitted...
malik Jones K-09065
In Pro se
Hi6h Desert State Prison

P.D. BOX 3030 SUSANUILE.CA.96127

State of California	TEYPAROLEE APPEAL!	ment 1 Filed 08/20/2007 Page 15 of 81 SCREENING FORM Department of Corrections and Rehabilita CDCR-
INMATE: Jones	CDC# / A9	
		065 CDC HOUSING:
THIS IS NOT AREAF PEACHER		THER REJECTED FOR ONE OR MORE REASONS NOTED BELOW O
VOUD AD		TTACH SUPPORTING DOCUMENTS.
TOUR AP	FEAL IS BEING RETURNED	TO YOU FOR THE FOLLOWING REASON(S):
[] Duplicate Appeal; San		[] Limit of One Continuation Page May Be Attached
	Complaints with Other Issues	[] Inappropriate Statements
[] Time Constraints Not i		[] Action / Decision Not Taken By CDCR
[] Cannot Submit On Bei	half Of another Inmate	[] DRB Decisions Are Not Appealable
₩ No Significant Adverse	Effect Demonstrated	[] Appealing Action Not Yet Taken
[] Pointless Verbiage/Ap	peal is vague	[] May Submit One (1) Non-Emergency Appeal Per Week
[] Incomplete 602		[] Not A Request Form; Use CDCR-7362 – to access Medical
[] Attempting to Change	Original Appeal Issue	Services, submit your request on a CDCR-Form 7362.
[] Not Authorized to Bypa	ass Any Level	If necessary, sign up for sick call.
[] Request for Interview;	Not an Appeal	[] Write your appeal in black or blue ink, this is a legal
[] Numerous and separat	te issues	document and pencil/inks other than black or blue do
		not copy legibly
	431 1/	provided documentation regarding status (12865). No adverse
	effect demonst	rated.
		DELIVERED JUN 2 4 2008

This screening action may not be appealed. If you allege the above reason is inaccurate, then attach an explanation on a separate piece of paper, or use the back of this screen out – do not write any more on the appeal itself. Please return this form to the Appeals Coordinator with the necessary information attached.

AS STATED IN 602 This will put 6. P inmates

SAFETY AND SECURITY IN SEVERE DANGER This 602 NEEDS TO

be filed and given log# ASAP, "And granted"

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS

INMATE/PAROLEE	Location: Institution/Parole Regi	ion Log No.	Category
APPEAL FORM	1	1	7
You may appeal any policy action or decision	2	2	
You may appeal any policy, action or decision committee actions, and classification and state member, who will sign your form and state documents and not more than one additional for using the appeals procedure responsibly.	what action was taken. If you are a page of comments to the Appeals Co	not then satisfied, you may selection	agn discussion with the appropriate star and your appeal with all the supportin a action taken. No reprisals will be take
DIMINIC	NI MARCA		SNY: GP some build
D-Facility G.P D7-(B&C) Section	NO IOUE D	D-Facility D7-(SC) Section D7-(BSC)
A: Describe Problem: G.P inmate's	s at SVSP who are h	oused in D7 uni	t are being
mistakenly labeled as '	'SNY" simply becaus	e Prison Offici	als have designated
D7-unit as a "Protectiv	e Housing Unit" un	der CCR title 1	5 #33/1 5 (a) -1-1-1
puts a false label on a	all D7 GP inmate's	abroad. All "SN	V" ipmete's and
suppose to be placed in	their own housing	Units that are	not combined
GP inmate's who are the	primary reason fo	r such concreti	not combined with
now become liable for a	inv false rumors th	ot con develor	on: Prison Officials
against G.P inmate's ho	used in D7 This	602"	into incidents
If you need more space, attach one additional	cheet PUCCIVED U	1 7 2008	a Group Appeal.
			- ·
B. Action Requested: For the Ward	en to rehouse all	"SNY" inmate's	from out of D7
housing unit ASAP to av	oid a major liabil:	ity among G.P i	nmate's being
mistakenly identified a	s "SNY" elsewhere!	AND THE Ad-Seq To La	
Inmate/Parolee Signature:		sin Thuidia	ate Submitted: 6/30/06
C INCORMAL LEVEL (D			
C. INFORMAL LEVEL (Date Received:	· · · · · · · · · · · · · · · · · · ·	DELIVER	ED JUN 2 4 2006
otali Response:		RECO	በሮተ 4 9 ማስለ
		ILCD	OCI TO SUND
- property of the second secon			<u> </u>
Staff Signature:		REC	U NUV 14
		Date Retur	ned to Inmate:
). FORMAL LEVEL fyou are dissatisfied, explain below, attach supp	Porting documents (Commission Loss Long)		to the second se
you are dissatisfied, explain below, attach suppublic to the Institution/Parole Region Appeals	s Coordinator for processing within 1	l 15, Investigator's Report, Cla I5 days of receipt of response.	ssification chrono, CDC 128, etc.) and
	to the second se	and the second	and the second second second second
		ration (A) III	
ignature:			
ote: Property/Funds appeals must be accompa	nied by a completed	Da	te Submitted: CDC Appeal Number:
oard of Control form BC-1E, Inmate Claim			oo o cappool reuninger.
	•		

ATTACHMENT TO CDC 602 GROUP GRIEVANCE LIST OF ALL THE PARTICIPATING INMATES' NAMES, THEIR SIGNATURES, THEIR DEPARTMENTAL INDENTIFICATION NUMBER, AND THEIR HOUSING QUARTERS.

PRINT NAME	SIGNATURE	CDC NUMBERS.	
Matikoones	Z.	K-09065	HOUSING UNIT
CURRY	mp - ma C		0-7-117
C. OIBRLE	Chan is little	274528	07/16
M. Roberson	11999	£ 29878	07-271.0
	maked Polenson	4.47608	D.7.237
GAINES JEFFLY Shedeick	Juff 3 xan	11-77582	D-7-217
KNIGHT,C	Code Code	2-64435	D-7-115
20 MODON	C Knight	C07508	27.114
BY LINON	they brunday	V.91536	D7-117-L
Campos	Les Camps	V 39489	07-216
Agove	Willy Abroli	P-27726	0-7-22000
JABRER M	Mystoll	5.16679	D7.129
Ay W Jodnets	Why they the	D-41755	10-7-115
Smith B	Some A	K-71165	D-7-131
Herris 10	Gamade If During	P-60566	
La austlem	LAFAYETTE JOHNSON	H.14885	D-7-1244
POLNEY WILLIMS	Radner wallran	F77155	07117
Victor Collogia	Visto Selegar	H-72904	07-131
VELASOUEZ, RAYMOND		11/2.10/	
breckenrie ge	The state of the s	H-23357	07-215-L
J. JAM25	Scann	1 5 cm 111	0262
J 13PT (-45	(100	03/77	7 90
	L SAMON C	P06/25	D7.221
2. Conningham	77/ SV	Privile 39	D-7-120
J-TICO 150		1.71241	D-7-221
P. TVRATOR	100 m	V 56/11	P-7.228
Kudy Kamos	Sully Konnes	#63486	0-7125
- LELEI	Thy	1.67909	D7.125
•			-

APPEALS SCREENING FORM

TO:		65	1) 7111
pep C	NAME CDC NUMBER CCD TITLE 16 SECTION 2004 2 SCIDEFINING ADDR A I S		Housing
	: CCR TITLE 15 SECTION 3084.3, SCREENING APPEALS 1. The action or decision being appealed is not within the juri:	sdiction of the denortment. Doe C	CD 2004 27-3713
	Submit BPT-1040 directly to the Records Office. Submit directly to your Parole Region.	menon of the department. Fer C	CR 3084.5(C)(1)
□ 2.	2. You have submitted a duplicate appeal containing the same Your first appeal is currently under review at the Your first appeal has been completed at the Your first appeal was screened-out and returned to you was	_ level. Log # el. Log #	
	3. The appeal concerns an anticipated action or decision. Per	, , , ,	
	You have not attempted to resolve the grievance at the informal response by sending your appeal directs The Property Officer (R&R) The Staff member(s) Your Counselor Unit Staff Inmate Assignment Trust Office The Medical Department Other	y to: You Refer To	
,	The appeal is incomplete or necessary supporting document requested documents by sending your request with a signed tri CDCR 115 Hearing Officer's results and Supplemental R CDCR 839/840 Class/Reclass Score Sheet Attach copy of CDCR-1819 (Notice of Disallowed Mail I Complete/Sign/Date the CDCR-602 section(s)re Remove excess attachments and attach only (1) additiona Receipts: CDCR 143 Prop Transfer Receipt	eports (entire completed 115.) Form) Eturn to appeal's office s I written page (front and back), per Cell Search Slip CDCR-10	S Office.) Per CCR 3084.3(c)(5) CDCR 128G ICC/UCC/CSR CDCR 114D Lock Up Order See above. DOM 54100.
☐ 6. ː	. 15-Day Time limit for submitting the appeal is exceeded and constraints. Per CCR 3084.6(c) and 3084.3(c)(6)	the appellant had the opportuni	ty to file within the prescribed time
	. The appeal is filed on behalf of another inmate or parolee. P Abuse of the Appeal Process: Inappropriate Statements. An appeal containing false info California Code of Regulations CCR 3084.4(b). Excessive Verbiage. Appeal cannot be understood or is o per CCR 3084.4(c). Lack of cooperation. Refusal to interview or cooperate w CCR 3084.4(d): Failure to sign CDCR-1858 as required Failure to return a completed copy of CDCR-115 as Failure to return signed and dated CDCR-602 as req Other	ormation, profanity, or obscene land bscured by pointless verbiage or vo ith reviewer shall result in cancella requested	oluminous unrelated documentation,
	You have not reasonably demonstrated that your appeal is. This is a request for information; it is not an appeal. Use if You may only submit one (1) non-emergency appeal within You are attempting to change your original appeal issue.	form GA-22, Inmate Request for In	terview.
] 9. C	Other Staff complaints shall not be combined with other appeal i You have more than one issue in your appeal that cannot be	ssues, per administrative bulletin 0 e addressed by one department. O	5-03. me issue per appeal.
	You can contact your counseler	and marke he can	. get a copy of the
	1st Level response from your Cikile.	we do not have a	roped in 405P Appeals
	Office because it is from SVSD.	J This. I has fallen on	Medean while
S. BAE	BABICH / M. DANGBER WAY I WROTE TI	re bod ⁿ	DATE 11.29.16
Appe	peals Coordinator SEE REVERSE FOR ADDI		11.74.16

INMATE/PAROLEE	Location: Institution/Parole Region	Log No.	Category
APPEAL FORM	1.	1	10 Legal
	2	2	Processing Appeals
committee actions, and classification and st	on which has a significant adverse affect upo aff representative decisions, you must first info e what action was taken. If you are not then	n you. With the exc	eption of Serious CDC 115e, plansificanting
member, who will sign your form and con-	a subset and and	amen's sook (Gile) (U	TOUGH DISCUSSION with the engrapsions and
for using the appeals procedure responsible	al page of comments to the Appeals Coordinate Mercencey Appel Per 30		the action taken. No reprisals will be taken
NAME	NUMBER ASSIGNMENT	84.7(3)	
M. Jones	K-09065		UNIT/ROOM NUMBER
A. Describe Problem I received	602 back as 11 23-01	Loga	10-7-111 06-02436 when I receive
this bod it was me	interest lovel	5 303 P C C	06-02436 WHEN I receive
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B. Action Requested: DUE TO HE	HUE FATS SHAKED AS		
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1000 to 1000 t	exts, my 602 be proce	SSEA AM	& GRANTE & refering
to GOD logth susp CO	0-20436		
Inmate/Parolee Signature:	<u> </u>		Date Submitted: # 11-26-06
O INFORMATION OF THE PROPERTY			Date Submitted:
C. INFORMAL LEVEL (Date Received:)		
Staff Response:			
		· · · · · · · · · · · · · · · · · · ·	
taff Signature:		Date Ret	urned to inmate:
). FORMAL LEVEL			
you are dissatisfied, explain below, attach su	pporting documents (Completed CDC 115, Inv	estigator's Report. C	lassification chrono CDC 128 cm) and
upmit to the Institution/Parole Region Appea	als Coordinator for processing within 15 days	of receipt of respons	se.
		 	
ignature: Received			Date Submitted:
oter Froperty/Funds appeals must be accomp part of Control form BC-1E, Immate Claim	panied by a completed		CDC Appeal Number:
NOV 2 8 2006			
			Slo 11.29.04
HDSP Appeals	•		

INMATE / PAROLEE APPEAL SCREENING FORM State of California Department of Corrections and Rehabilitation CDCR-695 Jones CDC #: K-09 065 NMATE: ____CDC HOUSING: -C5-107 THIS IS NOT AN APPEAL RESPONSE - THIS APPEAL IS EITHER REJECTED FOR ONE OR MORE REASONS NOTED BELOW OR RETURNED TO YOU TO ATTACH SUPPORTING DOCUMENTS. YOUR APPEAL IS BEING RETURNED TO YOU FOR THE FOLLOWING REASON(S): [] Duplicate Appeal; Same Issue [] Limit of One Continuation Page May Be Attached [] Do Not Combine Staff Complaints with Other Issues [] Inappropriate Statements → Time Constraints Not Met [] Action / Decision Not Taken By CDCR [] Cannot Submit On Behalf Of another Inmate [] DRB Decisions Are Not Appealable [] No Significant Adverse Effect Demonstrated [] Appealing Action Not Yet Taken [] Pointless Verbiage/Appeal is vague [] May Submit One (1) Non-Emergency Appeal Per Week [] Incomplete 602 [] Not A Request Form; Use CDCR-7362 - to access Medical [] Attempting to Change Original Appeal Issue Services, submit your request on a CDCR-Form 7362. [] Not Authorized to Bypass Any Level If necessary, sign up for sick call. [] Request for Interview; Not an Appeal [] Write your appeal in black or blue ink, this is a legal [] Numerous and separate issues document and pencil/inks other than black or blue do not copy legibly PLEASE FOLLOW INSTRUCTIONS AND RETURN YOUR CDC 602 WITHIN 15 WORKING DAYS Comments: You may write on back of this form to clarify or respond to the above.

loy Medina, CC-II oppeals Coordinator WHEN I receive it have No I deformed it

- SEE BACK it seem, ming From Also

his screening action may not be appealed. If you allege the above reason is inaccurate, then attach an explanation in a separate piece of paper, or use the back of this screen out - do not write any more on the appeal itself. Please eturn this form to the Appeals Coordinator with the necessary information attached.

This is a binthead the provided to the fault of Joies K-09065 And 66% will have NEVER gotten a lost so For my 60% needs to be granted and afficers involved in ASSAULTING ME DOWN Size with NO & benitits.

MATI X JONES K-04065 11-23-06 To: WARDEN CASE 4:0 F-cV-04277-CW Document 1 Filed 08/20/2007 Page 23 of 81

I WAS TOLD TO MAKE COPY OF GOD AND SEND YOU THE Origonainal so that it will get process correctly At your prison.

- THANK you in advANCE -

K-09065 malik Jones DAte 7-25-06

CANCELLED

Board of Control form BC-1E, Inmate Claim TO WARDEN OF ISVSP) MIKE EVENS

CDC Appeal Number:

Case 4:07-cv-04277-CW

CDC 602 (12/87)

iled 08/20/2007

more severe ove to me attempting to left A Item that was To havey for me, To be lifting Transportation staff come in room I was in the party. Telling Doctor not To stop or try To stop Transfer. This transfer WAS to high Desert And WAS suppose to be stoped, AS I Never ASK To go to high Desert (HDSP) And I do anything wrong to be given An Adverse transfer which (HDSP) is, I had already wrote counselor martines And had mother call, I was never seen or called in for interview so E figured it WAS stoped, but it wasn't, counselor martines was Falsely telling my mother I WASN'T At (SUSP) Any more so it was nothing she coold doe, The warden WAS Also told this And it fell on Def ears. [psycoloiseven called couselor about this martined of ont CARE.
ALSO WAS explain To counselor MARTINAS AND WARDEN that Due to A OFFICER NAME Bailey falsifying or some Kinda way having A 1286 chronol Typed up on me orgetting A Hold of this Pake 1286 chronol which Palsely stated I was A child molester/had crimes aginst children Lwed". Bailey passed this 1286 Around to other inmates transfering out to other pivs on and some staying At (SUSP) but Didn't know that one of the inmates he save this false 1286 Chronol To, knew me was in LA. county vail with me, same unit and knew I was not in prison for anything that has to do with children. so this inmate named Ednard Tohomas gave this fabracated Document to me And in what office Bailing was no dudlet doing. Passing Around false document to get me Kill or seriously induced, only thing that saved me At 15USP) yard was Edward thomas being which with him most of the yard them 1286 chronol was False, as He help me explain this to most of the yard. I Attempted To ASK To see A Lit or counserlasso Attempted to explain thes to officers officer did eare I was pulled snatched, and then threw in wheelchair, and the Assault didn't end their and the whole time I was being Assaulted I was folly chained up waistadist and Ankle shakeled. Dead pushed and Ipmedan, of pushed and Ipmedan, of then threw on ground ausing me to hit my head and instruct Then I was dragg and threw in van, where it was to immates witnessing me being ABSOUTED After set I. WAShington bent my left hand back until my wrist poped and I couldn't move it B. Lang also did this to my tumb whitesnatching! pulling me out of bed) I was then probled DASSTO A CAR CAUSING TODOF head TO SCRAP Brown induring head even more, I was then threw in Stagg by neck and shoulders the back seat of car, and while half way in

CAT D. LARGASE 4:07-EV-51/27 EXM CONMYD BOURDEST I'M EMED CONSOLIZOUSTEV BASE IT OF 85 I ----remember tending the then car door was slamed on my head. I then felt CAT MOVE OF while I lay across back sent in chronic pain. Then I remember stoping AND b. LANS AND his partner A Female officer forcing me to drink a liquid substance lausing stating its your meds. I also remeber fading in and out of conscious with chronic hed head Aches I was Awakened by being pulled out of back sent At (HDSP) Even When Capting & cuming (placment captiain) look in C-File he stated we don't Even have room for you here I don't now they sent you here, your From your - your south Thave several hardships in file 1270 and medium A. Capitain Also WAS going to Do A 7219 on inducies AS he didserone in File, but their was a officer in RAR that personveded him not to. Also TO BE NOTED SURGET L. WASHINGTON AMONDED TO BOOK MY Wrist by Doin this same criminal act befor, HE Told ME IX I report it HE would have me put in note and write me up for ASSOUTH ON OFFICER ISO IN & FOUN OF this I Didn't say anything about it At the time.

Cons. 4:07 ov. 04277 CW Dos	cument 1 Filed 08/20/20epartment 27 Filed 08/20epartment 27 Filed 08/20/20epartment 27 Filed 08/20/20e
State C. Guillottu	
INMATE / PAROLE	E APPEAL SCREENING FORM CDCR-695
CDC#: KA9	CDC HOUSING:
NMATE: CDC #: CDC #: CDC #: CDC	EAL IS EITHER REJECTED FOR REASONS NOTED BELOW OR
THIS IS NOT AN APPEAL RESPONSE - THIS ALT	R FOR YOU TO ATTACH SUPPORTING DOCUMENTS.
RETURNED TO MORE INFORMATION O	RETURN YOUR CDC 602 WITHIN 15 WORKING DAYS
PLEASE FOLLOW INSTRUCTIONS AND	RETURN TOUR GOO 602 WITHIN TO TROUBLE
[] Requested Action Already Taken	[] Requested Appeal Withdrawn
Duplicate Appeal; Same Issue	[] Appeal Previously Received and Processed
[] Appealing Action Not Yet Taken	[] Incomplete 602 – Complete Next Appropriate Section
[] incomplete Appeal – Documents Not Attached	[] Incomplete 602 – Sign and Date Appropriate Section
[] Time Constraints Not Met	[] Limit of One Continuation Page May Be Attached
[] Cannot Submit On Behalf Of another Inmate	[] Incomplete Disciplinary Appeal – Missing Documents*
[] Appeal Process Abuse – Inappropriate Statements	[] Incomplete Property Appeal – Missing Documents*
[] No Significant Adverse Effect Demonstrated	[] Failed to Provide Necessary Copies of Chrono(s)*
[] Action / Decision Not Taken By CDCR	[] Appeal Process Abuse – Pointless Verbiage
[] Action Sought Is Under Sentencing Court Jurisdict	ion [] May Submit One (1) Non-Emergency Appeal Per Week
[] Submit Issue to Assigned Parole Office	[] Attempting to Change Original Appeal Issue
[] Appeal Matter to VCGCB	[] Not Authorized to Bypass Any Level
[] DRB Decisions Are Not Appealable	[] Appeal Issue & Reasonable Accommodation Not 1824
[] Request for Interview; Not an Appeal	[] Do Not Combine Staff Complaints with Other Issues
[] More than one issue –one issue per appeal	[] Emergency Not Warranted-CCR 3084.7
[] Not a Reguest Form: Use CDCR-7362 – to acces	ss Medical Services, submit your request on a CDCR-Form 7362, Health
Care Services Form, and send it to the Medical	Department for an appointment. If necessary, sign up for sick call.
	E ATTACH AS NOTED BELOW:
	
CDC 115/Hearing Officer's Results	[] CDC 128C Medical Chrono
i i CDC 115 with IE/DA information	[] CDC 1819 Denied Publications
[] Supplemental Reports to CDC 115 [] CDC 1030 Confidential Disclosure	i i CDC 128 B
[] CDC 114D Lockup Order	ij CDC 143 Property Transfer Receipt
i j CDC 128G ICC/UCC	[] Receipts
CDC 839/840 Class/Reclass Score Sheet	[j Qtr. Pkg. Inventory Slip
[] CDC 7219 Medical Report	[] Trust Account Statement [] Property Inventory Receipt
Other: SEE COMMENTS BELOW	[] Property Inventory Receipt
Comments: You may write on back of t	his form to clarify or respond to the above.
-	•
	BETIN HER A 4 0000

T. Varz, Correctional Counselor-II
Appeals Coordinator

Salinas Valley State Prison

RETO DEG 0 4 2006

Date: 10/31/06

This screening action may not be appealed. If you allege the above reason is inaccurate, then attach an explanation on a separate piece of paper, or use the back of this screen out – do not write any more on the appeal itself. Please return this form to the Appeals Coordinator with the necessary information attached.

Board of Control form BC-1E, Inmate Claim

INMATE/PAROLEE	Location: Institution/Parole Region	on Log No.	Category
APPEAL FORM	1	1	
•	2	2	
You may appeal any policy, action or decision committee actions, and classification and staff member, who will sign your form and state v documents and not more than one additional p for using the appeals procedure responsibly.	what action was taken. If you are	rirst informally seek relief throug	h discussion with the appropriate st
NAME	NUMBER ASSIGNMEN		UNIT/ROOM NUMBER
M. Jones	K-09065		C-5-107
A. Describe Problem: This is	& citizens com	plaint pursuant	To penal code
-8.325 143.8 "IN DE	25 1 300 4 (A) (B) AD	JC 3172, 3281 32	91 FFC ANDWIND
of my (cights constitut	ional 8th Amanda	ent coveland u	MISA/ AUDISH MOST)
AMENOMENT L DUE Proce	ss tegual protection	n clauses) on 7-7	-Ob + was mali
Absualted by officers	The ones I rembe	c or Transporting	a DELicens of Had a
the temale officers no	ame I don't reca	11 the other offi	CONT DAMPE MILE
trazs, D.Lang and L	whishin L. WASH	pinaton after r	eceiving Some
From Doctor Brown	FOR BACK PAIN AN	d spasans the	of I deal that ha
be come if you need more space, attach one additional:	sheet - SEE AND L	anal chart-	
B. Action Requested: That 1415 Due to this Malicfor	of Ficers need to	BL Allah II	ith no benifits
me.	15 , Deliberate , Inden	WAAT AHACK They	commted on
			DETIN DEC A 4 COOK
	20%	BEOD As -	RET'D DEC 0 4 2006
Inmate/Parolee Signature:		MECH OCT 8	14549999 10-17-06
C. INFORMAL LEVEL (Date Received:)	DELIVERE	D DEC 1 4 2006
Staff Response:			
		ATT	
	- MIPI	AIT OF	- 2436
	<u> </u>	10111 -	
Staff Signature:		Date Return	ned to Inmate:
D. FORMAL LEVEL			
If you are dissatisfied, explain below, attach sup submit to the Institution/Parole Region Appeals	porting documents (Completed CDC s Coordinator for processing within	115, Investigator's Report, Clas 15 days of receipt of response.	sification chrono, CDC 128, etc.) and
Signature:		Dat	e Submitted:
Note: Property/Funds appeals must be accompa	inied by a completed		CDC Appeal Number:

More sover Case 4:07-cv-04277-CW Document 1 Filed 08/20/2007 Page 30 of 81

Destor left out of room I was in forecers came in about 10 minutes inter. Afeter this Docher Bowman came in room and stated to me I bout know what it is but sct/officers what you gots they told me I better not attempt to stop transfer, so I'll give you so me medication that will help pit pain at ease) I informed officers and straggarant of Transportation staff I need to tall with mend counselor lt/cpt to ask why I'm being forced to (HOSP), I never ask to be transfered their and I never was given any endosment papers staking this, why I was being sent their. Also on to any safety and security, out to officer Bailey, worked D-yard & building passing out talse into to other prisoners transfering out to other prisoners transfering out to other prisons and some staying at (Susp) knowin it would get me killed, seriously induced, Follow me where or what ever prison I go to, put my safety and security endanger the rest of my time in prison, and made maybe beyon.

This False into I ralk about, was on a last chrono and stated I mas a child moles too how Lew Acks against children. Doly thing that savered me at (susp) yard I was on is prisoner that was in LA county juil, same unit I was, of when I was in LA county Jail beforecomin to prison) officer Bailey not know this gave this prisoner a copy of false last chrono. Entern do to prisoner (thousas) knowing last chrono was false too to the prison for the prisoly stated of him being in LA county Jail when I was know in what I was in prison for the prisoly stated of him being in LA county Jail when I was know in what I was in prison for gave fake 1286 to me move explained to me what to bailey was doing, so I conforted gave fake 1286 to me move explained to me what to bailey was doing, so I conforted you and he stated to me year Jones now what ever prison you go to, this will follow bailly and he stated to me year Jones now what ever prison you go to, this will follow you and you will be fack up I.E. Killed or seriously indured, well like prisoner Thomas I stay of at (susp) yard and the only thing that saviet me their was be to prisoner Thomas I stay of at (susp) I was on that 1256 chrono is false. I state this as fact Due to yard at (susp) several prisoner on several different occasion approached me, while on yard at (susp) several prisoner on several different occasion approached me, while on yard at (susp) several prisoner on several different occasion approached me, shilled or yard at (susp) several prisoner on several different occasion approached me. Seriously induced.

AS OFFICERS DIANT CARE About me being in pain, or Knat Due to My mobility be limited Arrady Due to spinal trouma, and I have to use wheel chair to help me bet around. I was thready Due to spinal trouma, and I have to use wheel chair to help me bet around. I was told I wasn't seeing any body, I wasn't surprised at this response From Sibt washontion Due to I was in prior incident with sibt wherein he attempted to break my wrist befor, then Due to I was in prior incident with sibt wherein he attempted to break my wrist befor, then the I better not say any tring about incident or he will put me in hole/AD-Seb for assoult on officers on kar of this I Didn't say any tring, it should be a incident report in c-file on this. Hen I was snatched out or bed, and threw in wheel chair (officer D.Lang pulla left thumb back with I it popel, and I couldn't make It) this was at cTC (befor I snatch out of bed I was shakeled ankles dhains and waist chaired). I was pulled choked and slung fround by chains like a ray doll which caused me to bump head on grand; causing here to throbs in pain, then pulled in van, there were to other prisoners in van which was seeing this Jo sut shaked dray his as to car fore or parisoners name for van is Brown). I was one of causing top of head to swap the concret (ausin pain and indus) there I was one of my and to swap the concret (ausin pain and indus).

by neck and significant of the content of the sent officer D. LANS intentionally remarkedly stanted car door on My Kneet (CAUSING PAIN AND INDURY), THEN WHELF E FINALLY WAS PUT IN CAR & door of on car was intertionally stamped so that it would hit me in head with force. While being Forced To high verent, I lay Aceross BACK seat of CAR, finding in and out of considurates with chronic head aches and pain. Then I neme-Moder official D. LANG And his partner A Remale officer Forced me to dink A liqued substance, stating to me it was my medication "Hughing". Next thing I remamber is being AWAKINGED by being pulled out the back sent of CAR potin Wheelchair At (HUSP) DUE TO I remedered to octor Bowman presurbe me pill form medication, and officers making me drink liqued substance DIDAT seem not feel 1194t while At high Desert in Front of some Ather Staff At (HOSA) I MUK OFFICER From (SVSP) For Medi-And WAS given pills, Officers From (SVSP) Also told SOME (HDSP) STAFF I WAS A problem To Justify pulling me out of back sout of CAR, while in RHR At (HOSP) I AFORMENT Shaff officers of the priorly shaked "It fell on Deaf ears" Their Knally I seen captain J. Commings of this. HE SHATED not much I could do there I can be have a 7219 Done MAJOR YOUT INSUSTING THEIR MIS AN OFFICER IN REAR persuaded him not to. Then CIPT J. CUMMING'S Stated well lets SEE why you were sent here, 0,000 C-File and state thatodd, I do it know why they sent you here you were put up for corcoran or Delmo, you have several Gardships in efile your From down south, your 270 medium A And been programing At (5V5P) YARD FOR About 2 YEARS with no problem, plus we Bon't ever hove room for You here (tratodd) no I have to put you on E-yard 180 thats on lockdown and Due To me being in chronic pain and hours mental health is TUE I went to crisis bed at CTC For help And this is when I starte to realize & several offices/state At (HDSP) WAS involved in me being forced to (HDSP) I state that Die to Being refused medial treatment at (1405P) and a courselox xxxt sxt on one of my IDOT when I explain what happen to me, stated to me, your Jones The one they made come here, and now that they beat and ruffed you up your mad and want to cause trouble for us.

Case 4:07-cv-04277-CW Documentale NEILEN 08/20/2007 450 GOIDEN GATE AVENUE SAAFrancisco, CA 94102-3483

In Pro se

Malik Jones,

Plaintiff

-against-

WARDEN, MIKE EVEANS SETSEANT L. Washington, Officer D. LANG, OFFICER E. CONTRAZS, OFFICE Jane DOE, and counselor MARTINES, SUED in their individual and official capacites, et al.,

civil Rights complaint under +2 U.S.C /1983 And JURYTRIAL DEMANDED

-. ENTREDUCTION

DEFENDANTS.

This is a civil rights action filed by MATIK Jonesia state Prisoner, For Damabes and injunctive relief under 12 U.S.C. 5/1983, allebinG Excessive USE of face and denial of medical care it a violation safty and security. In violation of the Eighth Amendment to the United States Constitution and 14th-fourteenth Ame sment Due Process clause to the constitution. The plaintiff also alleges the torts of assault and Battery and necligence.

Lundiction 1. The court has durisdiction over the Plaintiffs' claims of violation of FED rate constitutional rights under U.S.C. \$\$ 1331 (a) and 1343.

2. THE COURT HAS SUPPLEMENTAL SUVISDICTION OVER THE Plaintiff'S STATE LAW tort claims under 28 U.S.C. & 1367.

Document 1 Filed 08/20/2007

Case 4:07-cv-04277-CW Plaintiff Attempted to SEND 602 on ASSAULT ISSUE Page 33 of 81 JEVERAL TIMES, EVEN WRITTEN WARDEN Three TIMES AFTER send 602 70 his office to make sure 602 be filed Correctly. SEE ATTACHED 119 Forms, High lighted with pencil, plaintiff Also sent one 1602) To Appeal coordinator, To attempt to have it properly processed. Plaintiff WAS not Allowed to send letter to Appeals-Lesal per officer/staff WAS sent OFF TO Appeals coordinator 10-17-06. ALSO SEE LETTER Plaintiff SENT TO (HOSP) Littotion, ATTEMPTING TO GET COC 115, And incident reports/packet with no resoults. Its claimed I got a copy of coc 115" write up" and incident Reports/packET WHICH is FAISE. LETTER Plaintiff SENT TO (HOSP) Litistion is Attached After Documents/CDC 119 FORMS, showing PlainTiff ATTEMPTED TO GET 602 APPRAL/GrieVANCE ON him Being ASSAVITED AND FORER TO (HDSP) FROM (SUSP) UNDER FAISE PRETERE, FILED AND processed correctly.

MA/ix Jones

I Declare under penalty Pendry The fore some TRUE And correct.

CDC-119 SPECIAL PURPOSE LETTERS

מיטםם	NEC D												
SENT] 21	7/26/2006	7/26/2006	7/26/2006	7/31/2006	8/7/2006	8/10/2006	8/11/2006	8/14/2006	8/14/2006	8/14/2006	8/16/2006	8/23/2006
TYPE OF LETTER REC'D/SENT	193	193		193	193	193	S	193	S	S	Ø	S	/8 /8
ADDRESS	ROSEN, BIEN & ASARO, ATTY-155 MONTGOMERY ST SF, CA 94104	PRISON LAW OFFICE GENERAL DEL. SAN QUENTIN, CA. 94964	PRISON LAW OFFICE, GEN DEL., S.Q., CA 94464	WARDEN MIKE EVENS, SALINAS VALLEY STATE PRISON, PO BOX 1850, SOLEDAD CA. 43860	WARDEN HDSP	DOC SAC, CA 95827	OMBUDSMEN CHRIS WEAVER, PO BOX 348750, SAC CA. 95814	OFFICE OF THE INSPECTOR GENERAL-PO BOX 348780 SAC, CA 95834	CHIEF I/M APPEALS, P.O. BOX 942883, SAC., CA 94283	OFF OF INTERNAL AFFAIRS, PO BOX 3009, SAC CA.	WARDEN EAVENS CSVSP, SOLEDABION	PRISON LAW OFFICE GENERAL DEL. SAN QUENTIN, CA. 94964	CHIEF I/M APPEALS, P.O. BOX 942883, SAC., CA 94283
K09065							,						
JONES												,	

Page 1 of 2

Wednesday, September 27, 2006

JONES	K09065	ADDRESS	TYPE OF LETTER REC'D/SENT	SENT	REC'D
		US DEPT OF JUSTICE WASHINGTON, DC 20530	S	8/23/2006	
		PRISON LAW OFFICE GENERAL DEL. SAN QUENTIN, CA. 94964	v	8/25/2006	
		LEGAL EASE SERVICES, 2205 E. ALONDRA, BLVD. E. RANCHO DOMINGUEZ, CA.	v	8/31/2006	
		DOC SAC, CA 95827	ω	9/1/2006	
		CHIEF CLERK ST CAPITOL P.O. BOX 942849 SAC, CA. 94249	w	9/5/2006	
		LEGAL EASE SERVICES, 2205 E. ALONDRA, BLVD. E. RANCHO DOMINGUEZ, CA.	193	9/11/2006	
		NAACP LEGAL DEFENSE AND EDUCATION FUNDS, INC 1055 WILSHIRE BLVD #1480 LA, CA 90017	w	9/11/2006	
		SALINAS VALLEY STATE PRISON WARDEN P.O. BOX 1050 SOLEDAD, CA 93960	Ø	9/15/2006	
		COMMUNITY LEGAL INFO CENTER, CHICO, CA 95929	S	9/25/2006	

Page 2 of 2

Wednesday, September 27, 2006

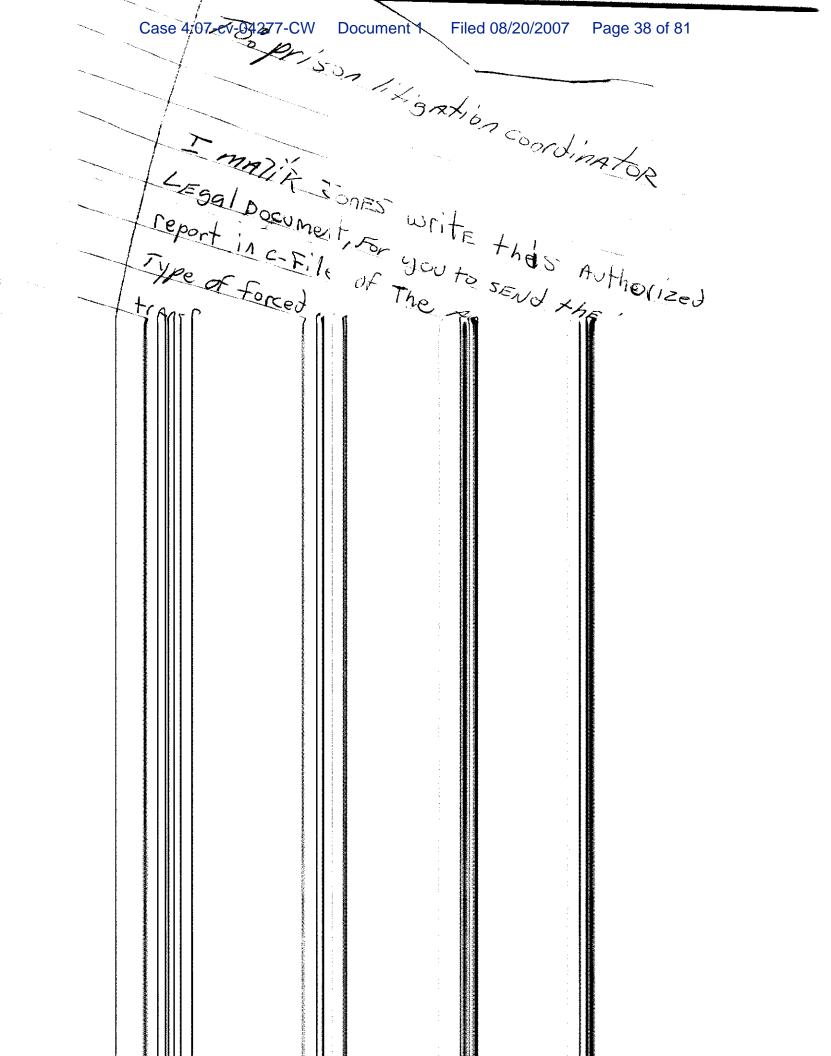
CDC-119

SPECIAL PURPOSE LETTERS

	10/24/2006	193	SALINAS VALLEY STATE PRISON WARDEN P.O. BOX		
	10/24/2006	193	LA CO SUP CT CLK, 210 W. TEMPLE STREET, L.A., CA 90012		
·	10/23/2006	193	STATE BAR OF CA-1149 S.HILL LA CA 90015		
	10/16/2006	193	LA CO SUP CT CLK, 111 N. HILL STREET, L.A., CA 90010		
REC'D	SENT	TYPE OF LETTER REC'D/SENT SENT	ADDRESS	K09065	JONES

116h 11/00/06

YOU MAY REQUEST COPEET FROM YOUR C-FELF THRU YOUR ASSIGNED COUNSHOR FEW OUT A REQUEST FORM ALONG WETH DRAWAL FORM SEE YOUR ASSIGNED COUNSTAR CHARGE II . 10 4 PER PAGE COPEED YOU WERE ALREADY GEVEN A CAPY WETH RVR



Too prison litigation coordinator

I MATIR JONES WritE that Authorized Ligal Document, For you to SEND the incident report in C-File of the amount, and what Type of forced was used to Force me to transfer AB I Denied and pysically fought refusing To Fransfer, 7-7-06. From (SVSP) To (HDSP)

I WART YOU to SEND incident report TO SAID

AUDIESS LEGALIERSE ASAP.

2205 E ALONDRA BIND

EAST RANCHO DOMINGUEZ, CA. 90221

- THANK YOU'N ADVANCE-

MATIR Jones K-09065

I declar under penalty of purdury, DAte 11-8-06
The Foregoing is true And correct.

EXHIBITS (A)

CALIFORNIA DEPARTMENT OF CORRECTIONS

NAME: JONES

CDC #: K09065

BED: D2-11711

COMMITTEE ACTION SUMMARY

REFER TO THE CSR RECOMMENDING SHU AUDIT ONLY & TRANSFER TO SAC-IV(180)/PBSP-IV (180). ASSESS & COMMUTE A 4 MONTH AUGIRAVATED SHU TERM W/MERD OF 3716703, FOR RVR C02-12-0037, BATTERY ON AN INMATE, DATED 12/16/02. RETAIN IN ASU PENDING CSR REVIEW & TRANSFER. CONTINUE DOUBLE CELL. CONTINUE ASU YARD WALK ALONE PSYCH IS CCCMS.

COMMITTEE'S COMMENTS

Inmate JONES appeared before Salinas Valley State Prison's (SVSP's) Administrative Segregation Unit (ASU) Institutional Classification Committee (ICC) today for his Program Review. JONES stated that his health was good and was willing to proceed. JONES received his 72-hour notice for the purpose of this review. Prior to committee reviewing and discussing this case, JONES was introduced to the committee members. According to JONES'S CDC 114D, he was placed into SVSP's ASU on 2/13/2003 for: Battery on a Peace Officer. Based upon a review of JONES'S CDC 114D, CDC 115, Central File, case factors, and through discussion with him, committee elects to: Refer to the CSR recommending SHU audit only & transfer to SAC-IV(180)/PBSP-IV (180). Assess & Commute a 4 month aggravated SHU term W/MERD of 3/16/03, for RVR C02-12-0037, Battery on an Inmate, dated 12/16/02. Retain in ASU pending CSR review & transfer. Continue double cell. Continue ASU yard walk alone. Psych is CCCMS. ICC notes the inmate was placed in ASU for Battery on a Peace Officer. The RVR was adjudicated and reduced to a lesser charge for Obstructing a Peace Officer. At ICC, the I/M indicated that he wished to be placed on Fac. D instead of Fac. C. He continued to say; I have issues with certain C/O's on Fac. C. While reviewing the I/M central file, he has a documented enemy on Fac. D and noting that the I/M is 180 not 270 and he cannot be placed on Fac. A or B. ICC elects to retain him in ASU pending alternate Level-IV(180) institution, even though the RVR was reduced ICC agreed to avoid conflict of interest with the C/O who is still assigned to Fac. C. This will be a non-adverse transfer. His custody will be CLOBR A2B effective upon the receiving institution committee.

At the conclusion of this review, JONES was informed of his Appeal Rights with regards to this committee's actions. JONES acknowledged his understanding and disagreement with committee's actions. The inmate disagreed with the ASU placement.

STAFF ASSISTANT

Assigned: (Participant in MHSDS but able to comprehend issues) SA Present: CCI Martines

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CHAIRPERSON
P. Tingey, CDW(A)

COMMITTEE MEMBERS

MEMBERS

A. Hedgpeth, FC.; W. Campbell, Ph.D.

RECORDER
A. Williams, CCII

Committee Date: \$115/9003

PROCRAM REVIEW

Committee S051503IAMI

Exhibit A	Tiled 00/00/2007 Demo 42 of 04
State of California CaseINMATE 104AROLCH APPEALI	ment 1 Filed 08/20/2007 Page 42 of 81 SCREENING FORM Department of Corrections and Rehabilitation
·	(5-lone CDCR-695
NMATE: Jones cdc#: K-00	9 065 CDC HOUSING: D7-H7
THIS IS NOT AN APPEAL RESPONSE - THIS APPEAL IS EI	ITHER REJECTED FOR ONE OR MORE REASONS NOTED BELOW OR
WELLOWNED TO AOU TO A	TTACH SUPPORTING DOCUMENTS.
YOUR APPEAL IS BEING RETURNED	O TO YOU FOR THE FOLLOWING REASON(S):
[] Duplicate Appeal; Same Issue	[] Limit of One Continuation Page May Be Attached
[] Do Not Combine Staff Complaints with Other Issues [] Time Constraints Not Met	[] Inappropriate Statements
[] Cannot Submit On Behalf Of another Inmate	[] Action / Decision Not Taken By CDCR
[] No Significant Adverse Effect Demonstrated	[] DRB Decisions Are Not Appealable
[] Pointless Verbiage/Appeal is vague	[] Appealing Action Not Yet Taken
Incomplete 602	[] May Submit One (1) Non-Emergency Appeal Per Week
	[] Not A Request Form; Use CDCR-7362 – to access Medical
[] Attempting to Change Original Appeal Issue	Services, submit your request on a CDCR-Form 7362.
[] Not Authorized to Bypass Any Level	If necessary, sign up for sick call.
[] Request for Interview; Not an Appeal	[] Write your appeal in black or blue ink, this is a legal
[] Numerous and separate issues	document and pencil/inks other than black or blue do
	not copy legibly
PLEASE FOLLOW INSTRUCTIONS AND RETURN Comments: You may write on back of this for Attach copy of Attach copy of INVESTACTION This 1286 is in 1286 of 5-15-02. I WASATO THIS MEANS FROM MY FIRS bean classified as incorrect be destroyed and I be sent to the sent of the sent	FILE I believe it should be Siven Atcopy when I ask for it. The interpretation I been Ly their for my c-file should Assified like I Just get to seen
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ppeals Coordinator	Date: 7/7/06
	the above reason is inaccurate, then attach an explanation

This screening action may not be appealed. If you allege the above reason is inaccurate, then attach an explanation on a separate piece of paper, or use the back of this screen out – do not write any more on the appeal itself. Please return this form to the Appeals Coordinator with the necessary information attached.

Case 4:07-cv-04277-CW Document 1 Filed 08/20/2007 Page 43 of 81 STATE OF CALIFORNIA DEPARTMENT OF CORRECTIONS Location: Institution/Parole Region INMATE/PAROLEE Log No. Category APPEAL FORM CDC 602 (12/87) You may appeal any policy, action or decision which has a significant adverse affect upon you. With the exception of Serious CDC 115s, classification committee actions, and classification and staff representative decisions, you must first informally seek relief through discussion with the appropriate staff member, who will sign your form and state what action was taken. If you are not then satisfied, you may send your appeal with all the supporting documents and not more than one additional page of comments to the Appeals Coordinator within 15 days of the action taken. No reprisals will be taken emergency nardship NUMBER ASSIGNMENT UNIT/ROOM NUMBER K-09065 If you need more space, attach one additional sheet. B. Action Requested: Inmate/Parolee Signature: Date Submitted: C. INFORMAL LEVEL (Date Received: . DELIVERED JUN 2 4 2008 Staff Response: _ Staff Signature: Date Returned to Inmate: _ D. FORMAL LEVEL If you are dissatisfied, explain below, attach supporting documents (Completed CDC 115, Investigator's Report, Classification chrono, CDC 128, etc.) and submit to the Institution/Parole Region Appeals Coordinator for processing within 15 days of receipt of response. Signe Date Submitted: _ Note: Property/Rentsiredeals must be accompanied by a completed CDC Appeal Number:

Boald of Control form BC-1E, Immate Claim

SEP 1 4 2006

HDSP Appeals

Additional sheet

Which should not be the case. If I'm to be transfered Fine, but until @ A place down south opens where I could be sent, their is no reason why I shouldn't be Jest here until I can go. Due to False documents
getting passed aroundling hole by officer that puts my life in danger what ever prison I go to, and this prison being the one where Alot of knowntes inmates Know about the document being FALSK, and I been here At while now I'm obviously ok on this yard so to send ne Some where else would be in the Law and it I am To be sent some where to take the chance of been Killed or seriously + induried of due to these Palse documents officer proved pround to other Tamates, that were being transferred out to other prison, of I should be sent down south. I have a bast ship also and this will no doubt Empede my mental heath, and this long travel will Englade my mobility impared body. ALSO I receive visits and its already burdens my family to And Acia Friends To come here to visit. So no dobt once again this will empede my mental health. Aus Due to these False documents officet passed out to other Fronts, the a stated year some now where what ever prison you go to this is going to follow you And your gomen get Fuch up. I have problems enting and I don't take showers, and that's here at this prison. where I Know Abt of people on sound knows documents

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EXHIBITS (B)

Case 4:07-cv-04277-CW Document 1 Filed 08/20/2007 Page 47 of 81

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PART C- STAFF CDC 837-C (Rev. 0	REPORT	PA	GE 1 OF	1	INC	CIDENT LOG NUMBER POITU SVSP-FDP-05-01- 017				
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STATE OF CALIFORNIA SEE 4:07-CV-04277-CW Document 1 Filed 08/20/2007 MEDICAL REPORT OF INJURY Page 54 of 81

OR UNUSUAL OCCUPRENCY

DEPARTMENT OF CORRECTION:

ON UNUSUAL OC	CUKKI	ENCE							
NAME OF INSTITUTION	F	ACII.ITY/UNIT	REASON FOL	R REPORT (circl					
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THIS SECTION FOR	NAME	LAST		190// X		109065			
STAFF ONLY				PIRST .	B	ADGE#	RANK/CLASS	ASSIGNA	1ENT/RDOs
THIS SECTION FOR	NAME	LAST	FIRST		Mill	DI E	Pon		
VISITOR ONLY	ļ				14112	77	DOB	OCCUPA	LION
	HOME A	ADDRESS	CITY			STATE	ZIP	1	
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Case 4:07-cv-04277-CW	Document 1	Filed 08/20/2007
sale to Records Date:		

RULES	VIOLATION REPOI	7	
	THE MENO	4 I	

HEARING

	TION REPORT	DEPARTMENT	OF CORRECTION
CDC NUMBER	INMATE'S NAME		
K-09065 VIOLATED RULE NO(S).	JONES RELEASE/BOARD DATE INST. SPECIFIC ACTS SVSP	HOUSING NO.	LOG NO.
CIRCUMSTANCES	Will fully Obstruction 1 3	D5-115	FD-05-01-0
0 7 -	"D" PROGRAM	01/07/05	1555 hou

On January 7, 2005, at approximately 1555 hours, I gave Immate JONES (K-09065, D5-115), a direct order to hand over the enring he had secrected in his left nostril area. I explained to JONES that earrings are considered contraband at Salinas Valley State Prison, JONES refused this order by stating, "NO", "give me a recipt first." It was explained to JONES that a recipt would be forthcoming as soon as he relinquished the earring. At this time, I had my right hand out in front of JONES awaiting the placement of the earring. I gave JONES several more orders to hand over the earrin with negative results. JONES suddenly with a very quick motion, utilized his right hand and reached into his right jacket pocket. Fearing for the safety of staff and myself and not sure of what JONES wa reaching for, I utilized my right hand and grabbed his left wrist and my left hand to maintain control of his left hand. At the same instance, JOVES removed his right hand from his jacket pocket. JOVES right hand was closed obstructing my ability to see the inner part of his right hand. JONES than placed his right hand near his mouth as if he placed something within his mouth. At this time, I released JONES left hand and wrist. JONES then reached for the earring with his right hand and placed his right hand to his mouth area and stated, "I swallowed it." Jones is aware of this report and it's specific charges. There was no use of force other than physical force utilized as a result of this incident. This completes The report Inmate KNFS is a participant in the Mental Health Delivery Services System at the CCMS level of care L. Washington, Correctional Sergeant REVIEWING SUPERVISOR'S SIGNATURE DI & D2 Sergeant S/S ☐ INMATE SEGREGATED PENDING HEARING CLASSIFIED OFFENSE DIVISION DATE ADMINISTRATIVE CLASSIFIED BY (Typed Name and Signature) **⊠** SERIOUS HEARING REFERRED TO □ но COPIES GIVEN MMATE BEFORE HEARING ☑ CDC 115 **⊠** SHO □ sc □ : BY: (STAFF'S SIGNATURE) DATE TIME TITLE OF SUPPLEMENT NCIDENT REPORT 8Y: (STAFF'S SIGNATURE) DATE TIME BY: (STAFF'S SIGNATURE) FD<u>P-05-01</u>-0017 TIME

➤

REFERRED TO CLASSIFICATION BPT/NAEA				
		SIGNATURE	DATE	TIME
REVIEWED BY: (SIGNATURE)	DATE	CUICE DISCRIPTION		
>		CHIEF DISCIPLINARY OFFICER'S SIGNATURE	DATE	
COPY OF CDC 115 GIVEN INMATE AFTER HEARING	BY (STAFF'S SI	GNATURE)	DATE	TIME
	>			
CDC 115 (7/88)				•

FORNIA							DEPART	MENT OF CORRECTIONS
	NT REPORT						DC/ A(()	. CORRECTIONS
A - COVE			INCIE	DENT	LOG NUMBER	RINCIDENT	DATE	INCIDENT TIME
CDC 837-A (Rev. 0	9/03)	PAGE 1 OF	sv	P-FD	P-05-01-001	7 01/0	07/05	15:55
INSTITUTION FAC		INCIDENT SITE	LOCATION		ASU 🗌	SHU PSU	PHU	USE OF FORCE
SVSP		FACILITY D	PROGRAM	1		GP CTC	RC	YES NO
SPECIFIC CRIME / II	NCIDENT.		OFFICE		SEG. YARD:		A BW	
	A PEACE OFFICER/ USE		LEORGE	1	Ø CCR □		005 (D)	
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	RE	ATED INFORMA		LL TI			<u> </u>	_,
DEATH	CAUSE OF DEATH	ASSAL	LT/BATTERY			YPE OF ASSA	ULT / BATTI	ERY
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☐ STAFF	EXECUTION INATU	· ! = · · ·	STAFF		GASSING	□ s	TABBING	
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	HANDS / FEET	WEAPO						FOAM
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X N/A							·	
	OF INCIDENT (ONE OR TWO							
	y 07, 2004, at approximat							065, D5-115),
committed an act	of "Willfully Obstructing a	Peace Officer"	Necessitating	Staff	Use of Fore	ce – Physica	il.	
COMPLETE SYNOPSIS	S / SUMMARY ON PART A1							
NAME OF REPORTING	G STAFF (PRINT/TYPE)		TITLE		ID#		į E	BADGE #
J. J. Hughes			Lt			286976		49316
SIGNATURE OF REPO	ORTING STAFF				SHOVE EX	T. (INCIDENT	SITE)	DATE
GIGHATORE OF REPO					THOME OF	·) L	
	23-18-4		·			6702		01/08/05
NAME OF WARDEN /	AOD (PRINT/SIGN)	/ _^		_	TITLE		2	DATE
Cuma J	F(A) 'The	LUNCA				FC(A)	İ	1/8/05
		į			,	, = 117 /	1	

STATE OF CALIFORNIA CRIME / INCIDENT REPORT DEPARTMENT OF CORRECTIONS PART A1 - SUPPLEMENT INCIDENT LOG NUMBER CDC 837-A1 (09/03) 2 PAGE OF SVP-FDP-05-01-0017 INSTITUTION FACILITY DATE OF INCIDENT TIME OF INCIDENT SVSP D 01/07/05 15:55 TYPE OF INFORMATION SYNOPSIS/SUMMARY OF INCIDENT ☐ SUPPLEMENTAL INFORMATION ☐ AMENDED INFORMATION CLOSURE REPORT NARRATIVE: On Friday, January 07, 2004, at approximately 15:55 hours in the Facility "D" Program Office, Sergeant T. Richardson was conducting an interview with Inmate JONES (K-09065, D5-115) (Disability Displacement Wheelchair) relative to housing. Sergeant L. Washington was present and noticed Inmate JONES wearing a ring (pierced) in his nose. Sergeant Washington then issued a direct verbal order for Inmate JONES to relinquish the ring. Inmate JONES refused to comply and stated that he wanted a receipt first. Inmate JONES then quickly utilized his right hand to reach into his right jacket pocket. Uncertain of Inmate JONES motive, Sergeant Washington grasped and maintained control of Inmate JONES left wrist. inmate JONES then utilized his right hand to remove the ring from his left nostril and placed the ring in his mouth and swallowed it. Sergeant Washington then relinquished control of Inmate JONES left hand. Inmate JONES was then medically evaluated/examined and subsequently escorted to his assigned cell without incident. Suspect(s): Inmate JONES (K-09065, D5-115). Victim(s): N/A. Use of Force: Sergeant L. Washington utilized physical force. Escort: Officer's G. Mercado and L. Patino escorted JONES from Facility "D" Program Office to JONES assigned cell (D5-115). Video Tape: N/A. Crime Scene/Evidence: N/A. Medical Mental Health Evaluation(s)/Treatment: Licensed Vocational Nurse C.F. Hopkins performed a medical evaluation/examination and completed a CDC-7219 medical report on JONES, "No injuries." MHSDS: CCCMS level of care. Conclusion: JONES will be issued a Serious RVR (CDC-115) for the violation of CCR 3005(b), specifically, "Willfully Obstructing a Peace Officer", a Division "D(6)" offense. Notifications: This incident will be not referred to the Monterey County District Attorney's office, as it will be best handled on the Administrative level. All appropriate Administrative Staff was notified of this incident. You will be apprised of any further developments in this matter via supplemental reports. CHECK IF NARRATIVE IS CONTINUED ON ADDITIONAL A1 NAME OF REPORTING STAFF (PRINT/TYPE) TITLE ID# BADGE # J. J. Hughes Lt 286976 49316 SIGNATURE OF REPORTING STAFF PHONE EXT. (INCIDENT SITE) DATE 6702 01/08/05 TITLE DATE

STATE OF CALIFORN		ORT				·				DEPARTM	ENT OF COR	RECTIONS
PART B1 - INI CDC 837-B1 (09	MATE								P.	AGE1	OF	
INSTITUTION	•		FACILITY					INCIDENT L	OG NUN	MBER		· · · · · · · · · · · · · · · · · · ·
Salinas	Valley State	Prison		Fa	cility D				SVP-F	DP-05-0	01-0017	
			11	MATE (E	NTIRE	SHEET)						
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DESCRIPTION OF	INJURIES:							PRISON	GANG /	DISRUPT	TIVE GROU	-
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STATE OF CALIFORNIA	דם								DEPARTMEN	T OF CORRECTIONS
CRIME / INCIDENT REPO PART B2- STAFF									PAGE1	OF2
CDC 837-B2 (09/03) INSTITUTION		FACILIT	Y			-	INCIDEN		JUMBER -FDP-05-01	-0017
SALINAS VALLEY STATE	E PRISON		CTAFE	D	SHEET)		<u> </u>			
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NAME: LAST RICHARDSON					_	ERGEAN		M	BLK	S/M
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NAME: LAST MERCADO				ļ		OFFICE		M	MEX	M/T
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STATE OF CALIFORNIA CRIME / INCIDENT REP PART B2-STAFF	ORT					<u></u>	DEPARTM	MENT OF CORRECTIO
CDC 837-B2 (09/03) INSTITUTION	· · · · · · · · · · · · · · · · · · ·						PAGE	2 OF 2
SALINAS VALLEY STA	TE PRISON	CILITY			INCIDE	VT LOG	NUMBER	
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STATE OF CALIFORNIA

DEPARTMENT OF CORRECTION

MEDICAL REPORT OF INJURY OR UNUSUAL OCCURRENCE

NAME OF INSTITUTION	EA	CILITY/UNIT	PEASON FOI	R REPORT (circle)			112. 200
NAME OF MAINTON	l'A	CILITIONII	ICASON FOI	KINGETOKI (EITEIR)	- INJURY	ON THE JOB IN.	JURY DATE
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THIS SECTION FOR	NAME	f_AST		FIRST	CDC NUMBER	HOUSING LOC	NEW HOUSING LOC.
INMATE ONLY		Jopes		Malik	409065		
THIS SECTION FOR STAFF ONLY	NAME	LAST		FIRST	BADGE #	RANK/CLASS	ASSIGNMENT/RDOs
THIS SECTION FOR VISITOR ONLY	NAME	LAST	FIRST		MINOLE	DOB	OCCUPATION
	HOME A	DDRESS	CITY		STATE	21P	HOME PHONE
PLACE OF OCCURRENCE	. i	DATESTIME OF OCCU	RRENCE	NAME OF WITNES	S(ES)		
Duard		1/7/05	/905				
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DOOR OF STORAGE AND APPEAR OF BELLEVILLE	211/21016 NV	ADDRESS OF THE CIRCLE	COTA NICES OF THU IN	ALIDER OF TRUESTIA	CCCLINDER		

"No statement"

INHIRIES FOUND? YES NO	
Abrasion/Scratch I	
Active Bleeding 2	
Broken Bone 3	
Bruise/Discolored Area 4	(/) (***)
Burn 5	\
Dislocation 6	
Dried Blood 7	
Fresh Tattoo 8	
Cut/Laceration/Slash 9	
O.C. Spray Area 10	
Pain 11	
Protrusion 12	
Puncture 13	' / N V / N / N / N / N / N / N / N / N /
Reddened Area 14	$I \cap A \cap A \cap A \cap A \cap A \cap A \cap A \cap A \cap A \cap $
Skin Flap 15	
Swoffen Area 15	
Other 17	
18	The state of the s
19 (=	
ر يې (
O.C. SPRAY EXPOSURE? YES (NO)	
DECONTAMINATED? YES NO	
Self-decontamination YES NO	
instructions given?	
Refused decontamination? YESVNO	
Q 15 min checks	
Staff issued exposure packet? YES(NO)	
RN NOTIFIED/TIME PHYSICIAN NOT	IFIED/TIME
N/A N/A	
TIME/DISPOSITION	REPORT COMPLETED BY/TITLE (PRINT AND SIGN) BADGE # RDOs
	REPORT COMPLETED BY/TITLE (PRINT AND SIGN) BADGE # RDOS CF HONKINS CFNOR OU LYN T/N
1005 A TA	CEHORIOS CHARROLLYN 1855 7/4
1905 RTC	
,	(Medical data is to be included in progress hote or emergency care record filed in (MR)

STATE OF CALIFORN		PEROPT						DEP	ARTMENT	r of c	ORRECTIONS
CRIME / INCIE PART C- STAI CDC 837-C (Rev	FFRE	PORT			PA	GE1_ OF	1	INCIDENT L	OG NUN FDP-0		-0017
NAME: LAST			FIRST				MI DAT	E OF INCIDE	NT TIM	IE OF	INCIDENT
Washington			L.					01/07/05			5:55
POST #	POSIT	ION	YE	ARS OF SERVI	Œ	DATE OF REPOR	T LOC	ATION OF IN			_
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RDO's DUTY	HOURS	DESCRIPTION C	F CRIME	/ INCIDENT				CCR SECTION	ON / RU	LE	☐ N/A
S/S 14	00-220	00 OBSTRUCT	NG A PE	ACE OFFICE	ER/USE C	F FORCE PHY		3005 (b)			·
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YES					X N	, <u>,</u>			X NO	1	Ĭ NO
X NO	,	X N/A				TION TREATED			1		3301 / 3067
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X NO	 X	A/A		ŀ	▼ N/A			HER:		X	NO
NARRATIVE:	<u> </u>										
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itus l	res 5	14	<u> </u>	~1		1-7-	05	<u></u> YES	□ио	¦ □Y	ES 🔯	Рио		1-	7-05
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RESPONDER SOT. L WASHINGTON WINTESS C/O L, PATINO VICTIM C/O G, MERCADO VICTIM C/O G, MERCADO VICTIM C/O G, MERCADO WEAPON MINI-14 CHEM, TYPE TYPE MO PHYSICAL 9 MM C C 37 MM 9 MM PHYSICAL 9 MM L8 OTHER 40 MM MINI-14 PFORCE DESERVED SHOTOUN GS L8 38 CAL PFORCE DESERVED SHOTOUN GS L8 38 CAL PHYSICAL 40 MM L8 OTHER 40 MM MINI-14 PHYSICAL 40 MM 40 MULTI M NA 40 MULTI M NA MINI-14 PHYSICAL HFWIRS BATON SHOTBUN BIDO PEVIDENCE COLLECTED EVIDENCE DESCRIPTION EVIDENCE DISPOSITION BIDO PPE WE NO MACARD PEVIDENCE DESCRIPTION BIDO PPE PYES NO MACARD PPE PYES NO MACARD PPE PYES NO MACARD PPE PYES NO MACARD PPE OTHER NO MACARD PPE OTHER NO PRESCRIPTION TO ENDIFY LOCATION TREATED LOUNDOWN NO OTHER NO PRESCRIPTION TO ENDIFY PRESCRIPTION PRESCRIPTION PRESCRIPTION OTHER NO PRESCRIPTION TO ESCRIPTION TO ESCRIPTION OTHER NO MACARD PRESCRIPTION OTHER NO PRESCRIPTION TO ESCRIPTION TO ESCRIPTION OTHER NO PRESCRIPTION TO ESCRIPTION TO ESCRIPTION OTHER NO PRESCRIPTION OTHER NO PRESCRIPTION TO ESCRIPTION OTHER NO PRESCRIPTION TO ESCRIPTION TO ESCRIPTION OTHER NO PRESCRIPTION TO ESCRIPTION TO ESCRIP	YOUR ROLE	-			TAFF, V-VISITOR	, O-OTHER		-			SPECT, \	/-VICTI	M, W-W	TNESS)
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REPORTING REPORTING REPORTING DESCRIPTION OF INJURY LOCATION TREATED (HOSPITAL/CLINIC) FLUID EXPOSURE COMPLETED OMNETED VES UNKNOWN UNKNOWN UNKNOWN OTHER: On Friday January 7 2005, at approximately 1555 hours while performing my duties a Facility D S&E # 2 I was instructed by Sgt. L. Washignton to escort Inmate Jones to facility D5 cell 115 without any further incident. CHECK IF NARRATIVE IS CONTINUED ON PART C1 SIGNAY/IRE OF/REPORTING STAFF C/O 67398 2863049 1/7/05 NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE	BY YOU									••		HAZA	ARD	
REPORTING STAFF INJURED DESCRIPTION OF INJURY LOCATION TREATED (HOSPITAL/CLINIC) PUB BODILY UNKNOWN UNKNOWN NO NARRATIVE: On Friday January 7 2005, at approximately 1555 hours white performing my duties a Facility D S&E # 2 I was instructed by Sgt. L. Washignton to escort inmate Jones to facility D5 cell 115 without any further incident. CHECK IF NARRATIVE IS CONTINUED ON PART C1 SIGNAY OR E DF/REPORTING STAFF TITLE G7398 BADGE # ID # , BAGG 9 1/7/05 NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE 1-7-05													, ,	_
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NARRATIVE: On Friday January 7 2005, at approximately 1555 hours while performing my duties a Facility D S&E # 2 I was instructed by Sgt. L. Washignton to escort Inmate Jones to facility D5 cell 115 without any further incident. CHECK IF NARRATIVE IS CONTINUED ON PART C1 SIGNATURE OF REPORTING STAFF TITLE BADGE # ID # , DATE C/O 67398 2863049 1/7/05 NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE - NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) ALCOROL A. Safe World Market II-7-05 Press INO I YES INO I YES INO I -7-05	YES											N/A		ŒS.
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On Friday January 7 2005, at approximately 1555 hours while performing my duties a Facility D S&E # 2 I was instructed by Sgt. L. Washighton to escort Inmate Jones to facility D5 cell 115 without any further incident. CHECK IF NARRATIVE IS CONTINUED ON PART C1 SIGNATURE OF REPORTING STAFF C/O 67398 2863049 1/7/05 NAME AND TITLE OF REVIEWER (PRINT / SIGNATURE) DATE RECEIVED APPROVED CLARIFICATION NEEDED DATE 1-7-05	NARRATIVE:	<u> </u>	#/ //			E 14/A				OTHER.		 -l		
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STATE OF CALIFORN		PEROPT									DEP	ARTMEN	T OF CORRECTION
PART C- STA CDC 837-C (Rev	FF R	EPORT					PAGE	10F	1	INCI	DENT L	OG NUI	MBER 00170
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PRIMARY	5	LT, HUGHE	S					JONES K	-09065	(S)	. 		***-*
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CDC NUMBER	INMATE'S NAME				RELEAS	E/BOARD D	ATE I	NST.	но	USING NO.		LOG NO	_
K-09065		JONES						SVSP		D5-115			<u>5-01-(</u>
VIOLATED RULE NOIS).		SPECIFIC ACTS			D	\555	LOCATIO	N PROGRAM	DA	01/07/	05	TIME 15	55 ha
OCR \$3005(b)		Willfully			•	-							
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CDC 837-A (Re	ev. 09/	03)		PAGE	1 OF	_ SVI	P-FD	P-05-01-0017	01/07/0			
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SVSP		D		1,70		OFFICE		SEG. YARD:]RM		
SPECIFIC CRIM	E / INC	CIDENT					_	IX CCR ☐ PC	□ N/A			
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OTHER:					⊠ N/A			3, COLUM	1,2,1,20	_		
🔀 N/A					<u></u>			<u> </u>				
BRIEF DESCF	RIPTION	OF INCI	DENT (ONE OR T	WO SEN	NTENCES):		ו מבו	Surgery Office	Inmate ION	ES (K.(19065 D5	5-115).
On Friday,	Janua	ry 07, 20	004, at approxi	mately	15:55 hours	in Facility	ים פ ים	Program Office,	re – Physical		20020,	- ,,
committed	an act	of "Willf	ully Obstructing	g a Pea	ice Officer	Necessitatii	ıy ə	Staff Use of Ford	1 (1) 5 (04)			
COMPLETE S	YNOPS	SIS / SUMI	MARY ON PART	\1							In a north	
			(PRINT/TYPE)			TITLE		ID #			BADGE #	
		0.741	,			L ₁			286976		4	9316
J. J. Hughi		=						DHONE EX	CT. (INCIDENT S	SITE)	DATE	
SIGNATURE (OF RE	PORTING	STAFF					1110145		,		/08/05
		7	21824	<u> </u>				į	6702			
		1.000.70	DIN T/SIGNIN		,			TITLE			DATE	
NAME OF WA	ARUEN		1 1/	, /	1.A-11			ļ	ECLAY		1/	3/05
1111110		· F1	(A)	2-	राष्ट्र 🗥				<u>/ '+/ ' </u>			1,00

STATE OF CALIFORNIA					DEPARTMENT OF CORRECTIO
PART A1 - SUPPLEMENT CDC 837-A1 (09/03)		PAGE	2 OF 2	l	NT LOG NUMBER SVP-FDP-05-01-0017
NSTITUTION SVSP	FACILITY D		DATE OF INCIDENT 01/07/05		ME OF INCIDENT 15:55
TYPE OF INFORMATION: X SYNOPSIS/SUMMARY OF INCIDENT	SUPPLEMENTAL INFORMA	TION	AMENDED INFOR	MATION [CLOSURE REPORT
NARRATIVE:					
On Friday, January 07, 2004, at ap conducting an interview with Inmate Sergeant L. Washington was prese then issued a direct verbal order fo wanted a receipt first. Inmate JON Inmate JONES motive. Sergeant Withen utilized his right hand to remove Washington then relinquished cont subsequently escorted to his assign	e JONES (K-09065, D5-115) and and noticed Inmate JONE Inmate JONES to relinquish UES then quickly utilized his revashington grasped and main we the ring from his left nostrictly of Inmate JONES left han	(Disabi S weari the rin ight har itained I and pl	ity Displacement Wing a ring (pierced) in g. Inmate JONES reach into his recontrol of Inmate JO aced the ring in his reach the ring in his reach	heelchair) r n his nose. efused to co ight jacket p DNES left wi mouth and s	elative to housing. Sergeant Washington omply and stated that he bocket. Uncertain of rist. inmate JONES swallowed it. Sergeant
Suspect(s): Inmate JONES (K-090	65, D5-115).				
Victim(s): N/A.					
Use of Force: Sergeant L. Washing	gton utilized physical force.				
Escort: Officer's G. Mercado and L (D5-115).	. Patino escorted JONES fro	m Facili	ty "D" Program Offic	e to JONES	S assigned cell
Video Tape: N/A.	·				
Crime Scene/Evidence: N/A.					
Medical Mental Health Evaluation(sevaluation/examination and complete	s)/Treatment: Licensed Voca eted a CDC-7219 medical re	tional N port on	urse C.F. Hopkins p JONES, "No injuries	erformed a s." MHSDS	medical : CCCMS level of care.
Conclusion: JONES will be issued Obstructing a Peace Officer", a Div	a Serious RVR (CDC-115) fo rision "D(6)" offense.	or the vi	olation of CCR 3005	s(b), specific	cally, "Willfully
Notifications: This incident will be the Administrative level. All appro developments in this matter via sur	priate Administrative Staff w	County as notifi	District Attorney's o ed of this incident. `	ffice, as it w You will be	rill be best handled on apprised of any further
CHECK IF NARRATIVE S CONTINUE	ED ON ADDITIONAL A1				
NAME OF REPORTING STAFF (PRINT/T)		TLE	ID #		BADGE #
J. J. Hughes		L.	l	286976	49316
SIGNATURE OF REPORTING STAFF			PHONE EXT	f. (INCIDENT 6702	SITE) DATE 01/08/05
NAME OF WARDEN / AOD (PRINT/SIGN)			TITLE		DATE
1 1/mm of T FUA)	(In East A	7	ℓ	=c(A)	1 1/2/05

STATE OF CALIFORN		OPT							DE	PARTMEI	NT OF COR	RECTIONS
PART B1 - INI CDC 837-B1 (09	MATE	OKI							PAG	E1	_ OF1	
INSTITUTION			FACILITY					INCIDENT L	OG NUMBE	ER		
Salinas	Valley State	Prison		Fa	cility D	Ì		1	SVP-FDF	P-05-01	1-0017	
	<u> </u>		11	NMATE (ENTIRE	SHEET)						
NAME: LAST	•	FIRST		MI	CDC #		SEX	ETHNICITY	FRL#		CILL	
JONES					KC	9065	М	BLACK				
CHECK ONE	CLASS	PV RTC	DATE REC'D BY CDC	DATE I		ANTICIPA RELEASE	TED	EXTRACTION	DOE	3	OUSING A	SSIGN.
VICTIM	SCORE 229	YES	05 / 28 / 96			01 / 13		☐ YES	07/09	176	D5-1	15
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☐ WITNESS	☐ MHCB	DDP [] N/A									
DESCRIPTION OF	INJURIES.							PRISON	GANG / DIS	RUPIN	Æ GROUP	
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□ N/A								☐ VALIE	DATED [ASSO	CIATED .	.X N/A
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DECEASED				□ N		□ N//	Δ		D5-11	7		
NAME: LAST		FIRST		MI	CDC#	!	SEX	ETHNICITY	FBI#	******	CII #	<u> </u>
					<u> </u>		<u> </u>				<u> </u>	
CHECK ONE	CLASS SCORE	PV RTC	DATE REC'D BY CDC	DATE BY I		ANTICIP/ RELEASE		EXTRACTION YES	1 DOE	3	HOUSING A	ASSIGN.
☐ VICTIM		☐ YES	1 1	1	1	1	1	NO NO	/	7		
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☐ WITNESS	□ мнсв	DDP [] N/A		`				<u> </u>			
DESCRIPTION OF	INJURIES.							PRISON	GANG / DI	SRUPTI	VE GROUP	í
□ N/A								☐ VALI			CIATED	□ N/A
HOSPITALIZ	ED TE	REATED & RE	ELEASED RE	FUSED T	REATME	NAME/	LOCAT	ION OF HOSP	TREAT. FA	CILITY		
☐ DECEASED	DATE:				/A	N/	A					
NAME. LAST		FIRST		MI	CDC #	‡	SEX	ETHNICITY	FBI#		CII #	-
CHECK ONE	CLASS	PV RTC	DATE REC'D	DATE		ANTICIPA		EXTRACTION	1 00	В	HOUSING A	ASSIGN.
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DESCRIPTION OF				<u> </u>			- "	PRISON	GANG / DI	SRUPTI	VE GROUP)
[N/V								☐ VALI	DATED [ASSC	CIATED	□ N/A
N/A		REATED & R	FLEASED RE	FUSED T	DEATM	NAME	/LOCAT	ION OF HOSP.	TREAT. FA	ACILITY		
☐ HOSPITALIZ		KEAIEU & K	ELEASED RE	-03ED 1			'Δ					
DECEASED	DATE				-			TTIME OF THE		-	1011 #	
NAME: LAST		FIRST		MI	CDC #	#	SEX	ETHNICITY	FBI#		CII #	
CHECK ONE	CLASS	PV RTC	DATE REC'D	DATE	REC'D	ANTICIP		EXTRACTIO	N DO	В	HOUSING .	ASSIGN.
□ VICTIM	SCORE	YES	BY CDC	BY I	NST	RELEASE	DATE	YES	1,	,		
SUSPECT		□ NO	/_/	1	/	/		ио	- / 1/	COLINTO	OF COM	MITAZENIT
WITNESS	CCCMS	☐ EOP ☐]DPP []DMH]n/a	COMMI	IMENI	OFFENSE			1	COUNT	OF COIVII	AII: MICIAI
DESCRIPTION OF	MHCB	U DDP L	7 14/4					PRISON	GANG / D	ISRUPTI	VE GROUP	,
DESCRIPTION OF	I VICINES.							1				
									IDATED [T ASS	DCIATED	□ N/A
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On Friday Janu Sgt. L. Washig	ary 7 Inton	2005, at app to escort Inm	roximately 155 nate Jones to fa	55 hours while acility D5 cell	e perforr 115 wit	ming m hout ar	y duties a f	acility iciden	/ D S	&Е#2।	was ins	structed by
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CRIME / INCIDE PART C- STAFF	NT REPORT			<u> </u>			la lous			OF CORRECTION
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■ RESPONDER	SGT. L WA		-	,	JONES K-	09065	(S)			
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On Friday January instructed by Sgt. L.	Washington	to escort inm	ate Jones to f	le performing acility D, buil	g my duties as ding 5, cell 11	Facilit	y D 2 Yar out any fu	d Officer urther inc	! was	
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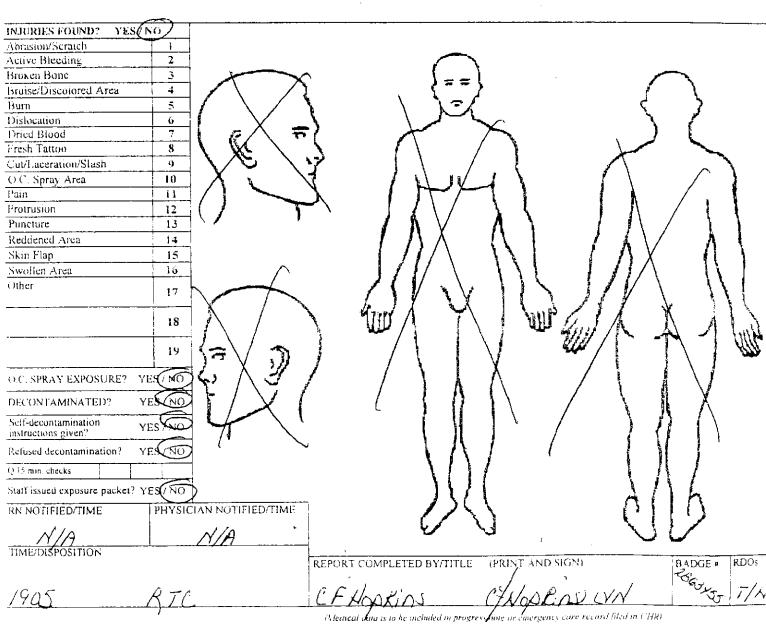
STATE OF CALIFORNIA

DEPARTMENT OF CORRECTION

MEDICAL REPORT OF INJURY OR UNUSUAL OCCURRENCE

NAME OF INSTITUTION	FACILITY/UNIT	REASON FOR REPORT	(circle) INJURY	ON THE JOB I	NIURY DATE
SVSP	Dyard	USE OF FORCE	UNUSUAL OCCURRENC	<u> </u>	
THIS SECTION FOR INMATE ONLY	NAME 1.4ST	FIRST Ma/	CDC NUMBER	Housing rec	
THIS SECTION FOR STAFF ONLY	NAME LAST	FIRST	BADGE#	RANK/CLASS	ASSIGNMENT/RDOs
THIS SECTION FOR VISITOR ONLY	NAME LAST	FIRST	MINDLE	ров	OCCUPATION
	HOME ADDRESS	СІТУ	STATE	ZIP	номе рном:
PLACE OF OCCURRENCE	DATE:TIME OF OCC	URRENCE NAME OF	WITNESS(ES)		
TIMENOTHED TIME	G5 ESCORTED BY	AM	BULATORY ON SITE	HEELCHAIR AG	E RACE SEX

"No statement"



RULES VIOLATION REPO CDC NUMBER K-09065 VIOLATED RULE NO(S). COR \$3005(b) CIRCUMSTANCES On January 7, 2005, at approxi the enging he had secrected in at Salinas Valley State Prison, to JONES that a recipt would be out in front of JONES awaiting with negative results. JONES su jacket pocket. Fearing for the right hand and grabbed his left JONES removed his right hand from inner part of his right hand. Jone mouth. At this time, I released placed his right hand to his mouth	JONES SPECIFIC ACTS Willfull Mately 1555 h his left nost JONES refuse forthcoming the placement ddenly with a safety of sta wrist and my on his jacket ONES than place	iy Obstructions, I gas cril area. I ded this order as soon as to of the ear a very quick off and myser left band	ve Inmer I explainer by standard he relitation. I	e JONES (K-Omed to JONES ating, "NO", nequished the gave JONES surviving the second control of the second cont	SVSP "D" PROGR 065, D5-115 that earring "give me a searring. At	DATE AM O1/07), a direct order recipt first."	FD-05-0. 7/05 TIME 1555 Her to hand over
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harges. There was no use of for w report Immate NWFS is a par onting EMPLOYEE (Typed Name and Signature)	JUNES Left hatch area and :	pocket. Jo ced his rig and and wri stated. "I	to main NES right hand st. JON swallow	not sure of water control of hand was control of them reached it." Tomes	s right hand hat JONES want of his left losed obstru- th as if he ed for the e	orders to hand d and reached i a reaching for, hand. At the s acting my abili placed somethi earring with hi	and my right had over the earn into his right. I utilized my same instance, ty to see the ng within his s right hand a
L. Washington, Correct]	D2 Sergeant	400.2
NEWING SUPERVISOR'S SIGNATURE		DATE / /	□ IN	MATE SEGREGATED			
	-	1/12/05-	DATE			÷	
SSIMED OFFENSE DIVISION:	DATE	CLASSIFIED BY (Ty		d Signature)		LOC	EFERRED TO
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DC 115 BY: (STAFF'S SIGNATURE)		DATE	TIME	TITLE OF SUPE	LEMENT		
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NCIDENT REPORT BY: (STAFF'S SIGNATURE)							
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REFERRED TO CLASSIFICATION BPT/NAEA				
ACTION BY: (TYPEO NAME)		SIGNATURE	DATE	TIME
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>	DATE	CHIEF DISCIPLINARY OFFICER'S SIGNATURE	DATE	
COPY OF CDC 115 GIVEN INMATE AFTER HEARING	BY: (STAFF'S S	IGNATURE)	DATE	TIME
CDC 115 (7/88)	>			

STATE OF CALIFORNIA					DEPARTMENT OF CORRECTION
CRIME / INCIDENT REPORT PART A1 - SUPPLEMENT CDC 837-A1 (09/03)		PAGE	2 OF 2	INC	CIDENT LOG NUMBER SVP-FDP-05-01-0017
NSTITUTION	FACILITY		DATE OF INCIDENT		TIME OF INCIDENT 15:55
SVSP	D		01/07/0		10.00
TYPE OF INFORMATION: X SYNOPSIS/SUMMARY OF INCIDENT	SUPPLEMENTAL INFORM	<i>I</i> ATION	AMENDED INFO	DRMATION	CLOSURE REPORT
NARRATIVE:	No. 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1				
On Friday, January 07, 2004, at ap conducting an interview with Inmate Sergeant L. Washington was presented a direct verbal order forwanted a receipt first. Inmate JON Inmate JONES motive. Sergeant Withen utilized his right hand to remo Washington then relinquished controls subsequently escorted to his assignment of the property of	e JONES (K-09065, D5-115 ent and noticed Inmate JON or Inmate JONES to relinquing the Sthen quickly utilized his Vashington grasped and may be the ring from his left nos trol of Inmate JONES left has	5) (Disabi IES weari sh the rin s right har aintained tril and pl	lity Displacement ng a ring (pierced g. Inmate JONES nd to reach into hi control of Inmate aced the ring in hi	vyneeicnal) in his nos 3 refused to s right jack JONES lef s mouth al	in relative to nousing. se. Sergeant Washington comply and stated that he set pocket. Uncertain of t wrist. inmate JONES and swallowed it. Sergeant
Suspect(s): Inmate JONES (K-090	65, D5-115).				
Victim(s): N/A.					
Use of Force: Sergeant L. Washing	gton utilized physical force.				
Escort: Officer's G. Mercado and L (D5-115).	. Patino escorted JONES fi	rom Facil	ty "D" Program O	ffice to JOI	NES assigned cell
Video Tape: N/A.					
Crime Scene/Evidence: N/A.					
Medical Mental Health Evaluation(evaluation/examination and compl	s)/Treatment: Licensed Voi leted a CDC-7219 medical i	cational N report on	lurse C.F. Hopkin JONES, "No injur	s performe ies." MHS	d a medical BDS: CCCMS level of care.
Conclusion: JONES will be issued Obstructing a Peace Officer", a Di	a Serious RVR (CDC-115) vision "D(6)" offense.	for the vi	olation of CCR 30)05(b), spe	cifically, "Willfully
Notifications: This incident will be the Administrative level. All approdevelopments in this matter via su	opriate Administrative Staff	ey County was notif	District Attorney's led of this incident	s office, as t. You will	it will be best handled on be apprised of any further
CHECK IF NARRATIVE IS CONTINUE	ED ON ADDITIONAL A1				
NAME OF REPORTING STAFF (PRINT/)		TITLE	ID#		BADGE #
J. J. Hughes		Ĺ	_t	286976	
SIGNATURE OF REPORTING STAFF			PHONE	EXT. (INCIDE	
J982 4	^ -			6702	
NAME OF WARDEN / AOD (PRINT/SIGN	0 / 1 / 2	- 10	TITLE	C-[03	DATE
Luman, J Fi(A)	The tempt	4		F(A)	1/9/05

FORNIA				DEPARTMENT OF CORRECTIONS
CIDENT REPORT	<u>,</u>			
AKTA - COVER SHEET	2	INCIDEN	NT LOG NUMBER INCIDENT DA	
CDC 837-A (Rev. 09/03)	PAGE 1 OF2	SVP-	FDP-05-01-0017 01/07/0	05 15:55
INSTITUTION FACILITY FACILITY LEV	EL INCIDENT SITE	LOCATION	ASU SHU PSU	PHU USE OF FORCE
CVSD D D	FACILITY D	PROGRAM	SNY X GP CTC	
SVSP D III X N	17(0)27112	OFFICE	SEG. YARD: CC WA	□ RM
SPECIFIC CRIME / INCIDENT	· · · · · · · · · · · · · · · · · · ·		X CCR PC N/A	
OBSTRUCTING A PEACE OFFICER/	JSE OF PHYSICAL	FORCE	NUMBER/SUBSECTION: 300	5 (B)
D. A. REFERRAL ELIGIBLE SERT ACTI		CTIVATED	MUTUAL AID REQUEST	PIO/AA NOTIFIED
	X NO □ YE		YES X NO	X YES NO
	RELATED INFORMAT	TION (CHECK ALL	THAT APPLY)	
DEATH CAUSE OF DEA		LT / BATTERY	TYPE OF ASSAULT	/ BATTERY
☐ INMATE ☐ ACCIDENTAL ☐ S	UICIDE ON	INMATE	BEATING SPE	ARING
	ATURAL ON	STAFF	GASSING STA	BBING
☐ VISITOR ☐ HOMICIDE	□ ON	VISITOR	POISONING STR	ANGLING
OTHER: OVERDOSE	☐ OTH	IER:	☐ SEXUAL ☐ OTH	ER:
UNKNOWN			SHOOTING _	
X N/A X N/A	X N/A	<u>_</u>	SLASHING X N/A	
SERIOUS INJURY IN	MATE WEAPONS		SHOTS FIRED / TYPE	
☐ INMATE ☐ CHEMICAL SUBSTA	NCE TYPE:		WEAPON: WARNING # EF	FECT # TYPE: NO:
STAFF CLUB / BLUDGEON	COMME	RCIAL WEAPON	☐ MINI 14	BATON ROUND:
☐ VISITOR ☐ EXPLOSIVE	_		38 CAL	WOOD
OTHER: FIREARM	_	MANUFACTURED	9MM	RUBBER FOAM
_ HANDS / FEET	WEAPOI	V	SHOTGUN _	STINGER:
X N/A L KNIFE			LAUNCHER:	.32 (A)
SAP/SLUNG SHOT			☐ 37MM	.60 (B)
PROJECTILE ESCAPES □ SPEAR			L8	EXACTIMPACT
ESCAPES SPEAR SLASHING INSTRUI	MENT		40MM MULTI	CTS 4557
☐ W / FORCE ☐ STABBING INSTRUI			HFWRS	XM 1006
₩/ FORCE OTHER:	MC111		FORCE:	CHEMICAL:
D ATTEMPTED =	1		SIDE-HANDLE BATON	□ oc
BODILY FLUID	OTHER FLUID:		PHYSICAL FORCE	□ cn
▼ N/A UNKNOWN LIQUID	•		☐ X10	□ cs
▼ N/A		· 	OTHER:	N/A
CONTROLLED SUBSTANCE / WEIGHT	PROG	RAM STATUS	EXCEPTIONA	LACTIVITY
POSITIVE UA CONTROLLED N	EDS MODIFI	ED PROGRAM	EMPLOYEE JOB ACTION	WEATHER
WITH PACKAGING WITHOUT PACK			ENVIRONMENTAL HAZARD	SEARCH WARRANT
<u>PRELIMINARY</u>	LAB STATE	OF EMERGENCY	EXPLOSION	ARREST
AMPHETAMINE			FIRE	OTHER:
BARBITURATES	PROGRAM	ST AFFECTED	GANG/DISRUPTIVE GROUP	
COCAINE		J	HOSTAGE INMATE STRIKE	EXTRACTION:
CODEINE			MAJOR DISTURBANCE	□ CONTROLLED
MARIJUANA/THC			MAJOR POWER OUTAGE	IMMEDIATE
METHAMPHETAMINE	····		NATURAL DISASTER	_
MORPHINE			PUBLIC DEMONSTRATION	
OTHER:	X N/A		SPECIAL INTEREST I/M	▼ N/A
X N/A				
	TWO SENTENCES):			
BRIEF DESCRIPTION OF INCIDENT (ONE OR		s in Facility "D" l	Program Office, Inmate JONE	S (K-09065, D5-115),
BRIEF DESCRIPTION OF INCIDENT (ONE OR On Friday, January 07, 2004, at approx	imately 15:55 hours	s in Facility "D" I Necessitating S	Program Office, Inmate JONE Staff Use of Force – Physical.	S (K-09065, D5-115),
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BRIEF DESCRIPTION OF INCIDENT (ONE OR On Friday, January 07, 2004, at approx committed an act of "Willfully Obstructing COMPLETE SYNOPSIS / SUMMARY ON PART	imately 15:55 hours g a Peace Officer"	Necessitating S	Staff Use of Force – Physical.	
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BRIEF DESCRIPTION OF INCIDENT (ONE OR On Friday, January 07, 2004, at approx committed an act of "Willfully Obstructing Complete Synopsis / Summary on Part NAME OF REPORTING STAFF (PRINT/TYPE) J. J. Hughes SIGNATURE OF REPORTING STAFF	imately 15:55 hours g a Peace Officer" A1	Necessitating S	Staff Use of Force – Physical.	BADGE # 49316
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ARNOLD SCHWARZENEGGER, GOVERNOR

OFFICE OF THE OMBUDSMAN

1515 S Street, Sacramento, CA 95814 P.O. Box 942883 Sacramento, CA 94283-0001



August 30, 2006

Malik Jones, CDC K09065 High Desert State Prison P.O. Box 3030 Susanville, CA 96127

Dear Mr. Jones,

This is in response to your letter dated August 1, 2006, alleging you were forced to transfer to High Desert State Prison (HDSP), Officer Bailey mistreated you, you have not received xrays that were ordered, and your property is missing. You wrote that you used the appeal process without results.

California Code of Regulations (CCR), Title 15, Article 8, Section 3084.1 (a) affords you the right to appeal any departmental decision, action, condition or policy that you can demonstrate as having an adverse effect upon you welfare. CCR, Section 3084.2 explains you are to use a CDC Form 602 (rev. 12-87), Inmate/Parolee Appeal Form, to describe the problem, action requested, and forward it to the appeals coordinator. Appeal time limits, which are in working days, are indicated in CCR, Section 3084.6 and begin when the appeals office receives the document. There are four levels of appeals as indicated in CCR Section 3084.5 Levels of Appeal Review and Disposition.

I spoke with the appeals staff at High Desert State Prison. Your appeal related to your transfer was denied on June 27, 2006. If you were not satisfied with you should have appealed to the next level. Your appeal related to x-ray was assigned on August 28, 2006. The property appeal was screened out August 11, 2006 to time constraints. The appeal regarding a staff issue has been received and is being reviewed.

Based to the information provided to this office, it appears that you have not exhausted all of your appeal remedies. This letter does not extend your window to appeal the matters described in your letter. This letter is not meant to prohibit or discourage you form taking any other action you feel appropriate on this matter.

Sincerely.

RALYN CONNER

Robyer Counce

Ombudsman

cc:

file

NOTE: SEND COPY OF PHYSICIAN'S ORDER FOR MEDICATION TO PHARMACY AFTER EACH ORDER IS SIGNED.

Order Date	Time	Problem #	Physician's Order and Medication (Orders must be dated, timed, and signed.)
3/-	100		1
-//-	1		Racin + + 1 -
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			Bownon
			(netel 1004
			7/7/L MA
		/	
ALLERGIES:			INSTITUTION ROOMWING
			CDC NUMBER, NAME (LAST, FIRST, MI)
	s	clie	Confidential ent information Code, Sections 4514 and 5328
		.	

CDC 7221 (2/00) STATE OF CALIFORNIA

OSP 00 35617

PHYSICIAN'S ORDERS

DEPARTMENT OF CORRECTIONS